

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

BRENDA L. HONEYCUTT,	*	
	*	
Plaintiff,	*	
	*	
v.	*	CIVIL ACTION NO.
	*	
CHICK-FIL-A, INC., and,	*	
JEFF HOWARD, d/b/a	*	
CHICK-FIL-A AT HOWELL STATION,	*	
	*	<u>JURY TRIAL DEMAND</u>
Defendants.	*	

COMPLAINT

Comes Now, Plaintiff, Brenda L. Honeycutt, and files her Complaint against the above-named Defendants on the following grounds:

INTRODUCTION

1.

This is an action for gender discrimination pursuant to 42 U.S.C. § 2000e *et seq.* (Title VII of the Civil Rights Act of 1964), as amended by the Civil Rights Act of 1991.

JURISDICTION

2.

The jurisdiction of this Court is invoked pursuant to 28 U.S.C. § 1331 and 28 U.S.C. § 1343.

3.

Defendants are an "employer" engaged in an industry affecting commerce as defined by 42 U.S.C. § 2000e(b).

4.

This Court has personal jurisdiction over Defendant Chick-Fil-A, Inc. ("hereinafter referred to as Chick-Fil-A"). Defendant Chick-Fil-A is a for-profit Georgia corporation. At all times relevant, Defendant Chick-Fil-A operated its fast food restaurant business within the State of Georgia.

5.

This Court has personal jurisdiction over Defendant Jeff Howard ("hereinafter referred to as "Howard"). Defendant is an Owner/Operator of the Chick-Fil-A location at Howell Station in Gwinnett County, Georgia, at which he operates a Chick-Fil-A fast food restaurant.

VENUE

6.

Defendants operate their business within the Northern District of Georgia. All actions by Defendants alleged herein occurred within the Northern District of Georgia. Venue in this district is proper for the Defendant pursuant to 28 U.S.C. § 1391(b) & (c).

THE PARTIES

7.

The Plaintiff is a female residing in Lawrenceville, Gwinnett County Georgia, and is a caregiver to her children.

8.

Defendant Chick-Fil-A is a for-profit Georgia corporation doing business in the Northern District of the State of Georgia and is subject to the jurisdiction of this Court. Defendant Chick-Fil-A may be served with summons and process by service upon its registered agent, Susan Tammy Pearson, at 5200 Buffington Road, Atlanta, Fulton County, Georgia 30349.

9.

Defendant Howard is a for-profit proprietor doing business in the Northern District of the State of Georgia and is subject to the jurisdiction of this Court. Defendant Howard may be served with summons and process by service upon Jeff Howard, at 3555 Peachtree Industrial Boulevard, Duluth, Gwinnett County, Georgia 30096.

FACTS

10.

Defendants operate a Chick-Fil-A fast food restaurant at 3555 Peachtree Industrial Boulevard, Duluth, Georgia 30096.

11.

Defendant Chick-Fil-A performs operational decision making for Defendant Howard.

12.

Defendant Chick-Fil-A performs, provides and participates in human resource, employee training, and management decision making for employees of Defendant Howard.

13.

Defendant Chick-Fil-A provides employee benefits, and policies and procedures for Defendant Howard.

14.

Defendant Chick-Fil-A has financial control and interests over Defendant Howard.

15.

Defendants have interrelated operations, centralized control of labor, common management, and maintain common ownership and/or financial control with one another.

16.

On or about September 1, 1991, the Plaintiff began her employment as a Team Member at the Chick-Fil-A restaurant at Howell Station.

17.

On or about October of 1997, the Plaintiff was promoted to General Manager by prior management at the Chick-Fil-A restaurant at Howell Station.

18.

Throughout her employment, the Plaintiff performed her duties in a satisfactory or above manner.

19.

During the Plaintiff's employment, Defendant Howard routinely made comments to the Plaintiff suggesting that as a mother she should stay home with her children.

20.

In April of 2011, Defendant Howard hired Bill Green (male) as a General Manager.

21.

In April of 2011, Defendant Howard began having management meetings with Jonathan Jurardo (male), Jimmy Guerrero (male), and Green (male), and not including the Plaintiff.

22.

On or about June 27, 2011, Defendant Howard told the Plaintiff she was terminated but he could not provide a reason.

23.

On or about June 27, 2011, Defendant Howard told Connie Gravitt that he terminated the Plaintiff so she could be a stay home mother.

24.

On or about June 27, 2011, Defendant Howard told Barbara Honeycutt that she was being terminated so she could be a stay home mother.

25.

On or about June 27, 2011, Defendant Howard told Barbara Lord that he terminated the Plaintiff so she could be a stay home mother.

26.

On or about June 27, 2011, Defendant Howard told Wendy Blankenship that he terminated the Plaintiff so she could be a stay home mother.

27.

After the Plaintiff was terminated, the Defendants replaced the Plaintiff in her position as General Manager with Green, who is not a caregiver to any children.

28.

The Plaintiff was terminated because of her female gender.

29.

The Defendant has engaged in a pattern of gender discrimination against female employees.

30.

Patty Fernandez (female), a former Kitchen Manager was demoted by Defendants after she became a mother, and then later terminated, and replaced by Juan Meza (male).

31.

In December of 2011, Wendy Blankenship (female) was demoted by Defendants from her position as a High Performance Leader, while the male High Performance Leaders, Jurardo and Guerrero were not demoted.

32.

In November of 2011, Connie Gravitt (female) was demoted by Defendants from her position of Day Shift Manager, and replaced by Guerrero.

33.

In January of 2012, Denise Owen (female) was demoted by Defendants from her position of Night Shift Manager, while the male Night Shift Manager, Samuel Germany, was not demoted.

34.

In July of 2011, Penney Hinson (female) was demoted by Defendants from her position of Team Leader.

35.

The Plaintiff has been treated differently than similarly-situated employees by Defendants in the terms and conditions of her employment because of her gender, and caregiver responsibilities.

36.

Defendants have engaged in illegal discrimination against the Plaintiff because of her gender.

COUNT ONE: TITLE VII - GENDER

37.

Plaintiff incorporates herein paragraphs 1 through 36 of her Complaint.

38.

Defendants have engaged in intentional gender discrimination in the terms and conditions of the Plaintiff's employment, including, but not limited to, the Plaintiff's termination.

39.

Defendants' conduct violates Title VII.

40.

On or about August 9, 2011, the Plaintiff filed a timely Charge of Discrimination alleging gender discrimination with the Equal Employment Opportunity Commission ("EEOC"). (A true and accurate copy of EEOC Charge of Discrimination # 846-2011-73377, is attached hereto as Exhibit A)

41.

The Plaintiff has satisfied all statutory prerequisites for filing this action.

42.

On or about February 17, 2012, the Plaintiff received her "Dismissal and Notice Of Rights" letter from the EEOC for her Charge of Discrimination. (A true and accurate copy of the EEOC "Dismissal and Notice of Rights" letter for EEOC Charge of Discrimination # 846-2011-73377, is attached hereto as Exhibit B)

43.

The Plaintiff has filed this action under Title VII within ninety (90) days after receipt of her "Notice Of Right to Sue" letter from the EEOC.

44.

Defendants' discriminatory conduct, in violation of Title VII, has caused the Plaintiff to suffer a loss of pay, benefits, and prestige.

45.

Defendants' actions have caused Plaintiff to suffer mental and emotional distress, entitling her to compensatory damages pursuant to 42 U.S.C. § 1981a.

46.

Defendants have engaged in discriminatory practices with malice and reckless indifference to the Plaintiff's federally

protected rights, thereby entitling her to punitive damages pursuant to 42 U.S.C. § 1981a.

PRAYER FOR RELIEF

47.

Wherefore, Plaintiff prays for a judgment as follows:

1. That the Court order Defendants to reinstate Plaintiff's employment;
2. That the Court grant full front pay to the Plaintiff;
3. That the Court grant full back pay to the Plaintiff;
4. That the Court grant Plaintiff compensatory damages for the humiliation, emotional distress, and other damages caused by Defendants' conduct;
5. That the Court grant Plaintiff punitive damages for Defendants' malicious and recklessly indifferent conduct;
6. That the Court grant Plaintiff all employment benefits she would have enjoyed had she not been discriminated and retaliated against;
7. That the Court grant Plaintiff expenses of litigation, including reasonable attorneys' fees, pursuant to the Title VII, and/or 42 U.S.C. § 1988;
8. That the Court grant Plaintiff a jury trial;
9. That the Court grant Plaintiff all other relief the Court deems just and proper; and,

10. That the Court grant temporary, preliminary, and permanent injunctive relief prohibiting Defendants from engaging in further discriminatory conduct.

Respectfully submitted this 14th day of May 2012.

THE REDDY LAW FIRM, P.C.

/s/ K. Prabhaker Reddy
K. PRABHAKER REDDY
Attorney at Law
Georgia Bar No. 597320

Please serve:

K. Prabhaker Reddy
THE REDDY LAW FIRM, P.C.
1325 Satellite Boulevard
Suite 1506
Suwanee, Georgia 30024
Telephone: (678) 629-3246
Facsimile: (678) 629-3247
Email: kpr@reddylaw.net

EEOC Form 5 (11/09)

CHARGE OF DISCRIMINATION

This form is affected by the Privacy Act of 1974. See enclosed Privacy Act Statement and other information before completing this form.

Charge Presented To: _____ Agency(ies) Charge No(s): _____

FEPA
 EEOC

846-2011-73377

and EEOC

State or local Agency, if any

Name (Indicate Mr., Ms., Mrs.)

Ms. Brenda Honeycutt

Home Phone (Incl. Area Code)

Date of Birth

Street Address

City, State and ZIP Code

965 Campbell Gate Rd, Lawrenceville, GA 30045

Named is the Employer, Labor Organization, Employment Agency, Apprenticeship Committee, or State or Local Government Agency That I Believe Discriminated Against Me or Others. (If more than two, list under PARTICULARS below.)

Name
CHICK-FIL-A

No. Employees, Members

Phone No. (Include Area Code)

500 or More

Street Address

City, State and ZIP Code

3555 Peachtree Industrial Blvd, Duluth, GA 30096

Name

No. Employees, Members

Phone No. (Include Area Code)

Street Address

City, State and ZIP Code

DISCRIMINATION BASED ON (Check appropriate box(es).)

RACE COLOR SEX RELIGION NATIONAL ORIGIN
 RETALIATION AGE DISABILITY GENETIC INFORMATION
 OTHER (Specify)

DATE(S) DISCRIMINATION TOOK PLACE

Earliest

Latest

06-27-2011

06-27-2011

CONTINUING ACTION

THE PARTICULARS ARE (If additional paper is needed, attach extra sheet(s)):

I began my employment with the above-employer on or about September 1, 1991, as a Team Member and later promoted to General Manager. On May 26, 2011, I was notified that a male employee was hired to train for a management position. On June 27, 2011, I was discharged.

I was told by Jeff Howard, Owner, that I was discharged because Chick-Fil-A wanted a change in management style.

I believe I have been discriminated against because of my sex (female), in violation of Title VII of the Civil Rights Act of 1964, as amended.

Blumberg No. 5713
PLAINTIFF'S EXHIBIT A

I want this charge filed with both the EEOC and the State or local Agency, if any. I will advise the agencies if I change my address or phone number and I will cooperate fully with them in the processing of my charge in accordance with their procedures.

I declare under penalty of perjury that the above is true and correct.

NOTARY - When necessary for State and Local Agency Requirements

I swear or affirm that I have read the above charge and that it is true to the best of my knowledge, information and belief.

SIGNATURE OF COMPLAINANT

Aug 09, 2011

Brenda J Honeycutt

Date

Charging Party Signature

SUBSCRIBED AND SWORN TO BEFORE ME THIS DATE (month, day, year)

EEOC-ATDC

DISMISSAL AND NOTICE OF RIGHTS

To: Ms. Brenda Honeycutt
965 Campbell Gate Road
Lawrenceville, Georgia 30045

From: Atlanta District Office
100 Alabama Street, S.W.
Suite 4R30
Atlanta, GA 30303

On behalf of person(s) aggrieved whose identity is
CONFIDENTIAL (29 CFR §1601.7(a))

EEOC Charge No. 846-2011-73377
EEOC Representative Mildred K. Allen, Investigator
Telephone No. [REDACTED]

THE EEOC IS CLOSING ITS FILE ON THIS CHARGE FOR THE FOLLOWING REASON:

- The facts alleged in the charge fail to state a claim under any of the statutes enforced by the EEOC.
Your allegations did not involve a disability as defined by the Americans With Disabilities Act.
The Respondent employs less than the required number of employees or is not otherwise covered by the statutes.
Your charge was not timely filed with EEOC; in other words, you waited too long after the date(s) of the alleged discrimination to file your charge
[X] The EEOC issues the following determination: Based upon its investigation, the EEOC is unable to conclude that the information obtained establishes violations of the statutes. This does not certify that the respondent is in compliance with the statutes. No finding is made as to any other issues that might be construed as having been raised by this charge.
The EEOC has adopted the findings of the state or local fair employment practices agency that investigated this charge.
Other (briefly state)

- NOTICE OF SUIT RIGHTS -

(See the additional information attached to this form.)

Title VII, the Americans with Disabilities Act, the Genetic Information Nondiscrimination Act, or the Age Discrimination in Employment Act: This will be the only notice of dismissal and of your right to sue that we will send you. You may file a lawsuit against the respondent(s) under federal law based on this charge in federal or state court. Your lawsuit must be filed WITHIN 90 DAYS of your receipt of this notice; or your right to sue based on this charge will be lost. (The time limit for filing suit based on a claim under state law may be different.)

Equal Pay Act (EPA): EPA suits must be filed in federal or state court within 2 years (3 years for willful violations) of the alleged EPA underpayment. This means that backpay due for any violations that occurred more than 2 years (3 years) before you file suit may not be collectible.

Signature of Bernice Williams-Kimbrough, District Director

On behalf of the Commission

FEB 14 2012

Enclosures(s)

Bernice Williams-Kimbrough, District Director

(Date Mailed)

cc: Chick-Fil-A



CIVIL COVER SHEET

JS44 (Rev. 04/12 NDGA)

The JS44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form is required for the use of the Clerk of Court for the purpose of initiating the civil docket record. (SEE INSTRUCTIONS ATTACHED)

I. (a) PLAINTIFF(S)

BRENDA L. HONEYCUTT

DEFENDANT(S)

CHICK-FIL-A, INC., and JEFF HOWARD, d/b/a
CHICK-FIL-A AT HOWELL STATION

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Gwinnett

(EXCEPT IN U.S. PLAINTIFF CASES)

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT _____

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

(c) ATTORNEYS (FIRM NAME, ADDRESS, TELEPHONE NUMBER, AND E-MAIL ADDRESS)

K. P. Reddy
THE REDDY LAW FIRM, P.C.
1325 Satellite Boulevard, Suite 1506
Suwanee, Georgia 30024
Telephone: (678) 629-3246; Facsimile: (678) 629-3247
Email: kpr@reddylaw.net

ATTORNEYS (IF KNOWN)

II. BASIS OF JURISDICTION

(PLACE AN "X" IN ONE BOX ONLY)

- 1 U.S. GOVERNMENT PLAINTIFF
- 3 FEDERAL QUESTION (U.S. GOVERNMENT NOT A PARTY)
- 2 U.S. GOVERNMENT DEFENDANT
- 4 DIVERSITY (INDICATE CITIZENSHIP OF PARTIES IN ITEM III)

III. CITIZENSHIP OF PRINCIPAL PARTIES

(PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)
(FOR DIVERSITY CASES ONLY)

- | | | | |
|----------------------------|---|----------------------------|---|
| PLF | DEF | PLF | DEF |
| <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| | CITIZEN OF THIS STATE | | INCORPORATED OR PRINCIPAL PLACE OF BUSINESS IN THIS STATE |
| <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| | CITIZEN OF ANOTHER STATE | | INCORPORATED AND PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE |
| <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |
| | CITIZEN OR SUBJECT OF A FOREIGN COUNTRY | | FOREIGNNATION |

IV. ORIGIN

(PLACE AN "X" IN ONE BOX ONLY)

- 1 ORIGINAL PROCEEDING
- 2 REMOVED FROM STATE COURT
- 3 REMANDED FROM APPELLATE COURT
- 4 REINSTATED OR REOPENED
- 5 TRANSFERRED FROM ANOTHER DISTRICT (Specify District)
- 6 MULTIDISTRICT LITIGATION
- 7 APPEAL TO DISTRICT JUDGE FROM MAGISTRATE JUDGE JUDGMENT

V. CAUSE OF ACTION

(CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE - DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

42 U.S.C. § 2000e et seq. (Title VII of the Civil Rights Act of 1964), as amended by the Civil Rights Act of 1991 - gender discrimination

(IF COMPLEX, CHECK REASON BELOW)

- 1. Unusually large number of parties.
- 2. Unusually large number of claims or defenses.
- 3. Factual issues are exceptionally complex
- 4. Greater than normal volume of evidence.
- 5. Extended discovery period is needed.
- 6. Problems locating or preserving evidence
- 7. Pending parallel investigations or actions by government.
- 8. Multiple use of experts.
- 9. Need for discovery outside United States boundaries.
- 10. Existence of highly technical issues and proof.

CONTINUED ON REVERSE

FOR OFFICE USE ONLY

RECEIPT	AMOUNT \$	APPLYING IT	MAG JUDGE (IF)
JUDGE	MAG JUDGE	NATURE OF SUIT	CAUSE OF ACTION

(Referral)

VI. NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT - "0" MONTHS DISCOVERY TRACK

- 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT
- 152 RECOVERY OF DEFAULTED STUDENT LOANS (Excl. Veterans)
- 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS

CONTRACT - "4" MONTHS DISCOVERY TRACK

- 110 INSURANCE
- 120 MARINE
- 130 MILLER ACT
- 140 NEGOTIABLE INSTRUMENT
- 151 MEDICARE ACT
- 160 STOCKHOLDERS' SUITS
- 190 OTHER CONTRACT
- 195 CONTRACT PRODUCT LIABILITY
- 196 FRANCHISE

REAL PROPERTY - "4" MONTHS DISCOVERY TRACK

- 210 LAND CONDEMNATION
- 220 FORECLOSURE
- 230 RENT LEASE & EJECTMENT
- 240 TORTS TO LAND
- 245 TORT PRODUCT LIABILITY
- 290 ALL OTHER REAL PROPERTY

TORTS - PERSONAL INJURY - "4" MONTHS DISCOVERY TRACK

- 310 AIRPLANE
- 315 AIRPLANE PRODUCT LIABILITY
- 320 ASSAULT, LIBEL & SLANDER
- 330 FEDERAL EMPLOYERS' LIABILITY
- 340 MARINE
- 345 MARINE PRODUCT LIABILITY
- 350 MOTOR VEHICLE
- 355 MOTOR VEHICLE PRODUCT LIABILITY
- 360 OTHER PERSONAL INJURY
- 362 PERSONAL INJURY - MEDICAL MALPRACTICE
- 365 PERSONAL INJURY - PRODUCT LIABILITY
- 367 PERSONAL INJURY - HEALTH CARE/ PHARMACEUTICAL PRODUCT LIABILITY
- 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY

TORTS - PERSONAL PROPERTY - "4" MONTHS DISCOVERY TRACK

- 370 OTHER FRAUD
- 371 TRUTH IN LENDING
- 380 OTHER PERSONAL PROPERTY DAMAGE
- 385 PROPERTY DAMAGE PRODUCT LIABILITY

BANKRUPTCY - "0" MONTHS DISCOVERY TRACK

- 422 APPEAL 28 USC 158
- 423 WITHDRAWAL 28 USC 157

CIVIL RIGHTS - "4" MONTHS DISCOVERY TRACK

- 441 VOTING
- 442 EMPLOYMENT
- 443 HOUSING/ ACCOMMODATIONS
- 444 WELFARE
- 440 OTHER CIVIL RIGHTS
- 445 AMERICANS with DISABILITIES - Employment
- 446 AMERICANS with DISABILITIES - Other
- 448 EDUCATION

IMMIGRATION - "0" MONTHS DISCOVERY TRACK

- 462 NATURALIZATION APPLICATION
- 463 HABEAS CORPUS- Allen Dehnee
- 465 OTHER IMMIGRATION ACTIONS

PRISONER PETITIONS - "0" MONTHS DISCOVERY TRACK

- 510 MOTIONS TO VACATE SENTENCE
- 530 HABEAS CORPUS
- 535 HABEAS CORPUS DEATH PENALTY
- 540 MANDAMUS & OTHER
- 550 CIVIL RIGHTS - Filed Pro se
- 555 PRISON CONDITION(S) - Filed Pro se
- 560 CIVIL DETAINEE: CONDITIONS OF CONFINEMENT

PRISONER PETITIONS - "4" MONTHS DISCOVERY TRACK

- 550 CIVIL RIGHTS - Filed by Counsel
- 555 PRISON CONDITION(S) - Filed by Counsel

FORFEITURE/PENALTY - "4" MONTHS DISCOVERY TRACK

- 625 DRUG RELATED SEIZURE OF PROPERTY 21 USC 881
- 690 OTHER

LABOR - "4" MONTHS DISCOVERY TRACK

- 710 FAIR LABOR STANDARDS ACT
- 720 LABOR/MGMT. RELATIONS
- 740 RAILWAY LABOR ACT
- 751 FAMILY and MEDICAL LEAVE ACT
- 790 OTHER LABOR LITIGATION
- 791 EMPL. RET. INC. SECURITY ACT

PROPERTY RIGHTS - "4" MONTHS DISCOVERY TRACK

- 820 COPYRIGHTS
- 840 TRADEMARK

PROPERTY RIGHTS - "8" MONTHS DISCOVERY TRACK

- 830 PATENT

SOCIAL SECURITY - "0" MONTHS DISCOVERY TRACK

- 861 HIA (1395ff)
- 862 BLACK LUNG (923)
- 863 DIWC (405(g))
- 863 DIWV (405(g))
- 864 SSID TITLE XVI
- 865 RSI (405(g))

FEDERAL TAX SUITS - "4" MONTHS DISCOVERY TRACK

- 870 TAXES (U.S. Plaintiff or Defendant)
- 871 IRS - THIRD PARTY 26 USC 7609

OTHER STATUTES - "4" MONTHS DISCOVERY TRACK

- 375 FALSE CLAIMS ACT
- 400 STATE REAPPORTIONMENT
- 430 BANKS AND BANKING
- 450 COMMERCE/ICC RATES/ETC.
- 460 DEPORTATION
- 470 RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS
- 480 CONSUMER CREDIT
- 490 CABLE/SATELLITE TV
- 891 AGRICULTURAL ACTS
- 893 ENVIRONMENTAL MATTERS
- 895 FREEDOM OF INFORMATION ACT
- 950 CONSTITUTIONALITY OF STATE STATUTES
- 890 OTHER STATUTORY ACTIONS
- 899 ADMINISTRATIVE PROCEDURES ACT / REVIEW OR APPEAL OF AGENCY DECISION

OTHER STATUTES - "8" MONTHS DISCOVERY TRACK

- 410 ANTI TRUST
- 850 SECURITIES / COMMODITIES / EXCHANGE

OTHER STATUTES - "0" MONTHS DISCOVERY TRACK

- 896 ARBITRATION (Confirm / Vacate / Order / Modify)

*** PLEASE NOTE DISCOVERY TRACK FOR EACH CASE TYPE. SEE LOCAL RULE 26.3**

VII. REQUESTED IN COMPLAINT:

CHECK IF CLASS ACTION UNDER F.R.Civ.P. 23 DEMAND \$ unspecified

JURY DEMAND YES NO (CHECK YES ONLY IF DEMANDED IN COMPLAINT)

VIII. RELATED/REFILED CASE(S) IF ANY JUDGE _____ DOCKET NO. _____

CIVIL CASES ARE DEEMED RELATED IF THE PENDING CASE INVOLVES: (CHECK APPROPRIATE BOX)

- 1. PROPERTY INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 2. SAME ISSUE OF FACT OR ARISES OUT OF THE SAME EVENT OR TRANSACTION INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 3. VALIDITY OR INFRINGEMENT OF THE SAME PATENT, COPYRIGHT OR TRADEMARK INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 4. APPEALS ARISING OUT OF THE SAME BANKRUPTCY CASE AND ANY CASE RELATED THERETO WHICH HAVE BEEN DECIDED BY THE SAME BANKRUPTCY JUDGE.
- 5. REPETITIVE CASES FILED BY PRO SE LITIGANTS.
- 6. COMPANION OR RELATED CASE TO CASE(S) BEING SIMULTANEOUSLY FILED (INCLUDE ABBREVIATED STYLE OF OTHER CASE(S)):

7. EITHER SAME OR ALL OF THE PARTIES AND ISSUES IN THIS CASE WERE PREVIOUSLY INVOLVED IN CASE NO. _____, WHICH WAS DISMISSED. This case IS IS NOT (check one box) SUBSTANTIALLY THE SAME CASE.

SIGNATURE OF ATTORNEY OF RECORD K. P. Reddy DATE 5/14/12