**CIVIL COVER SHEET** 

JS-44 (Rev. 11/2020 DC)											
I. (a) PLAINTIFFS		DEFENDANTS									
WEST VIRGINIA HIGHLANE	l	UNITED STATES FOREST SERVICE									
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF 88888 (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 (FIRMNAME, ADDRES Evan Dimond Johns Appalachian Mountain Advor Post Office Box 507, Lewisb (434) 738 – 1863		ATTORNEYS	(IF KNOW	/N)							
II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)	III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY!										
	3 Federal Question (U.S. Government Not a Party)					rated or Principal Place O 4 O 4					
Defendant (I	iversity ndicate Citizenship of arties in item III)	Citizen of Ar		<b>O</b> <sub>2</sub>	<b>O</b> <sub>2</sub>	Incorporated and Principal Pla of Business in Another State		<b>O</b> 5	<b>O</b> <sup>5</sup>		
	-/	Citizen or Su Foreign Cou				Foreign Nation		<b>O</b> 6	<b>O</b> 6		
IV. CASE ASSIGNMENT AND NATURE OF SUIT (Place an X in one category, A-N, that best represents your Cause of Action and <u>one</u> in a corresponding Nature of Suit)											
O A. Antitrust O B.	Personal Injury/ Malpractice	-					O D. Temporary Restraining Order/Preliminary Injunction				
310 A 315 A 320 A 330 F 340 N 345 N 355 N 360 C 365 P 367 F 9 368 A	151 Medicare Act         Social Security         861 HIA (1395ff)         862 Black Lung (923)         863 DIWC/DIWW (405(g))         864 SSID Title XVI         865 RSI (405(g))         Other Statutes         891 Agricultural Acts         893 Environmental Matters         890 Other Statutory Actions (If         Administrative Agency is         Involved)					Any nature of suit from any category may be selected for this category of case assignment. *(If Antitrust, then A governs)*					
O E. General Civil (Other)	OR	C	) F. <i>Pro</i>	Se Gen	eral C	ïvil	L				
Real PropertyBankruptcy210 Land Condemnation422 Appeal 27 USC 1220 Foreclosure423 Withdrawal 28 U230 Rent, Lease & Ejectment423 Withdrawal 28 U240 Torts to Land535 Death Penalty245 Tort Product Liability535 Death Penalty290 All Other Real Property540 Mandamus & Ot370 Other Fraud555 Prison Condition371 Truth in Lending560 Civil Detainee - O380 Other Personal Propertyof Confinement9 All Other Personal Property90 All Other Personal Property9 Damage820 Copyrights9 All Other Actional Property90 All Other Personal Property9 Damage820 Copyrights9 All Other Actional Property90 All Other Personal Property9 Damage820 Copyrights9 All Other Actional Property Damage90 All Other Personal Property9 Damage820 Copyrights9 All Other Actional Property Damage90 All Other Personal Property9 All Other Actional Property Damage830 Patent9 All Other Actional Property Damage90 All Other Personal Property9 All Other Actional Property Damage90 All Other Personal Property9 All Other Actional Property Damage90 All Other Personal Property9 All Other Actional Property Damage90 All Other Personal Property9 All Other Actional Property Damage90 All Other Personal Property9 All Other Personal Property Damage90 All Other Personal Property9 All Other Personal Property Damage90 All Other Personal Property9 All Other Pe		SC 157 her conditions	870         871         Forfeitum         625         690         Other Sta         375         376         400         430         450         460	Federal Tax Suits         870 Taxes (US plaintiff or defendant)         871 IRS-Third Party 26 USC 7609         Forfeiture/Penalty         625 Drug Related Seizure of Property 21 USC 881         690 Other         Other Statutes         375 False Claims Act         376 Qui Tam (31 USC 3729(a))         400 State Reapportionment         430 Banks & Banking         450 Commerce/ICC Rates/etc         460 Deportation         462 Naturalization         Application			<ul> <li>465 Other Immigration Actions</li> <li>470 Racketeer Influenced &amp; Corrupt Organization</li> <li>480 Consumer Credit</li> <li>485 Telephone Consumer Protection Act (TCPA)</li> <li>490 Cable/Satellite TV</li> <li>850 Securities/Commodities/ Exchange</li> <li>896 Arbitration</li> <li>899 Administrative Procedure Act/Review or Appeal of Agency Decision</li> <li>950 Constitutionality of State Statutes</li> <li>890 Other Statutory Actions (if not administrative agency review or Privacy Act)</li> </ul>				

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<ul> <li>O G. Habeas Corpus/ 2255</li> <li>☐ 530 Habeas Corpus – General</li> <li>☐ 510 Motion/Vacate Sentence</li> <li>☐ 463 Habeas Corpus – Alien Detainee</li> </ul>	<ul> <li>H. Employment Discrimination</li> <li>442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation)</li> </ul>	<ul> <li>I. FOIA/Privacy Act</li> <li>895 Freedom of Information Act</li> <li>890 Other Statutory Actions (if Privacy Act)</li> </ul>	O J. Student Loan tt 152 Recovery of Defaulted Student Loan (excluding veterans)						
	*(If pro se, select this deck)*	*(If pro se, select this deck)*							
<ul> <li>K. Labor/ERISA (non-employment)</li> <li>710 Fair Labor Standards Act</li> <li>720 Labor/Mgmt. Relations</li> <li>740 Labor Railway Act</li> <li>751 Family and Medical Leave Act</li> <li>790 Other Labor Litigation</li> <li>791 Empl. Ret. Inc. Security Act</li> </ul>	<ul> <li>L. Other Civil Rights (non-employment)</li> <li>441 Voting (if not Voting Rights Act)</li> <li>443 Housing/Accommodations</li> <li>440 Other Civil Rights</li> <li>445 Americans w/Disabilities – Employment</li> <li>446 Americans w/Disabilities – Other</li> <li>448 Education</li> </ul>	<ul> <li>M. Contract</li> <li>110 Insurance</li> <li>120 Marine</li> <li>130 Miller Act</li> <li>140 Negotiable Instrument</li> <li>150 Recovery of Overpayment</li> <li>&amp; Enforcement of Judgment</li> <li>153 Recovery of Overpayment of Veteran's Benefits</li> <li>160 Stockholder's Suits</li> <li>190 Other Contracts</li> <li>195 Contract Product Liability</li> <li>196 Franchise</li> </ul>	<ul> <li>N. Three-Judge Court</li> <li>441 Civil Rights – Voting (if Voting Rights Act)</li> </ul>						
V. ORIGIN									
<ul> <li>1 Original Proceeding</li> <li>2 Removed from State Court</li> <li>3 Remanded from Appellate Court</li> <li>4 Reinstated or Reopened</li> <li>5 Transferred from another district (specify)</li> <li>6 Multi-district</li> <li>7 Appeal to District Judge from Mag. Judge</li> </ul>									
VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.) 5 U.S.C. § 552(a)(4)(B) / Freedom of Information Act Enforcement Action									
VII. REQUESTED IN COMPLAINT       CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23       DEMAND \$       Check YES only if demanded in complaint YES       Check YES only if demanded in complaint									
VIII. RELATED CASE(S)       (See instruction)       YES       NO       If yes, please complete related case form         IF ANY       If yes, please complete related case form       If yes, please complete related case form									
DATE:August 3, 2021	SIGNATURE OF ATTORNEY OF RECORD //s/ Evan Dimond Johns								

INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET JS-44 Authority for Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and services of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil cover sheet. These tips coincide with the Roman Numerals on the cover sheet.

- I. COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: Use 11001 to indicate plaintiff if resident of Washington, DC, 88888 if plaintiff is resident of United States but not Washington, DC, and 99999 if plaintiff is outside the United States.
- III. CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed <u>only</u> if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV. CASE ASSIGNMENT AND NATURE OF SUIT: The assignment of a judge to your case will depend on the category you select that best represents the <u>primary</u> cause of action found in your complaint. You may select only <u>one</u> category. You <u>must</u> also select <u>one</u> corresponding nature of suit found under the category of the case.
- VI. CAUSE OF ACTION: Cite the U.S. Civil Statute under which you are filing and write a brief statement of the primary cause.
- VIII. RELATED CASE(S), IF ANY: If you indicated that there is a related case, you must complete a related case form, which may be obtained from the Clerk's Office.

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.