## JS 44 (Rev. 04/2) Case 1:21-cv-01275-LMB-JF CIVEL OVER SHEET/17/21 Page 1 of 2 PageID# 26

The JS 44 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, 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. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)* 

I. (a) PLAINTIFFS	, ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	DEFENDANTS									
				NATIONAL INSTITUTES OF HEALTH							
EMPOWER OVERSIGHT WHISTLEBLOWERS &				NATIONAL INSTITUTES OF REALTR							
RESEARCH											
(b) County of Residence of First Listed Plaintiff <u>Arlington (VA)</u>				County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY)							
(EXCEPT IN U.S. PLAINTIFF CASES)											
				NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.							
(c) Attorneys (Firm Name, Address, and Telephone Number)				Attorneys (If Known)							
Michael J. Schri	er, Husch Blackwell										
			10)								
	#900, Washington,	DC 20000									
II. BASIS OF JURISD	<b>ICTION</b> (Place an "X" in (	One Box Only)	III. CI	<b>FIZENSHIP OF</b>		NCIPAL					
1 U.S. Government	3 Federal Question		(For Diversity Cases Only) and One Box for Defendant) PTF DEF PTF DEF								
Plaintiff	(U.S. Government Not a Party)		Citize	en of This State	$\Box_1$	_	Incorporated or Prin	ncipal Place	$\square 4$		
						of Business In This State					
× 2 U.S. Government	Government 4 Diversity			en of Another State	2	2 2 Incorporated <i>and</i> Principal Place				5	
Defendant	(Indicate Citizenshi	CHIL			2 2 Incorporated <i>and</i> Principal Place 5 5 of Business In Another State						
				en or Subject of a	3	3 3 Foreign Nation 6 6					
		reign Country									
IV. NATURE OF SUIT (Place an "X" in One Box Only) Click here for: <u>Nature of Suit Code</u>									scription	<u>IS</u> .	
CONTRACT TORTS			FC	DRFEITURE/PENALTY	[	BANK	RUPTCY	OTHER STATUTES			
110 Insurance	PERSONAL INJURY PERSONAI		Y 62	625 Drug Related Seizure			al 28 USC 158	375 False Claims Act			
120 Marine 130 Miller Act	310 Airplane 315 Airplane Product	365 Personal Injury - Product Liability		of Property 21 USC 88 0 Other	1	423 Withdrawal 28 USC 157		376 Qui Tam (31 USC 3729(a))			
140 Negotiable Instrument	Liability	367 Health Care/		o oulor			LECTUAL	400 State Reapportionment			
150 Recovery of Overpayment	320 Assault, Libel &	Pharmaceutical					TY RIGHTS	410 Antitrust			
& Enforcement of Judgment 151 Medicare Act	Slander 330 Federal Employers'	Personal Injury Product Liability				820 Copyr	-	430 Banks and Banking 450 Commerce			
152 Recovery of Defaulted	Liability	368 Asbestos Personal				830 Patent 835 Patent	- Abbreviated	460 Deportation			
Student Loans	340 Marine	Injury Product				New Drug Application		470 Racketeer Influenced and			
(Excludes Veterans)	345 Marine Product Liability	Liability PERSONAL PROPER		LABOR		840 Trade			ot Organiza mer Credit		
of Veteran's Benefits	350 Motor Vehicle	370 Other Fraud		710 Fair Labor Standards		880 Defend Trade Secrets Act of 2016		480 Consumer Credit (15 USC 1681 or 1692)			
160 Stockholders' Suits	355 Motor Vehicle	371 Truth in Lending		Act		485 Telephone Cons				imer	
190 Other Contract	Product Liability	380 Other Personal	72	720 Labor/Management		SOCIAL SECURITY Protection A					
195 Contract Product Liability 196 Franchise	360 Other Personal Injury	Property Damage 385 Property Damage	74	Relations 740 Railway Labor Act		861 HIA (1395ff) 862 Black Lung (923)		490 Cable/Sat TV 850 Securities/Commodities/		odities/	
	362 Personal Injury -	Product Liability		751 Family and Medical		863 DIWC/DIWW (405(g)) 864 SSID Title XVI 865 RSI (405(g))		Exchange 890 Other Statutory Actions 891 Agricultural Acts			
REAL PROPERTY	Medical Malpractice CIVIL RIGHTS	PRISONER PETITION	16 70	Leave Act 790 Other Labor Litigation							
210 Land Condemnation	440 Other Civil Rights	Habeas Corpus:		791 Employee Retirement		805 K3I (4	i05(g))	891 Agrico 893 Enviro			
220 Foreclosure	441 Voting	463 Alien Detainee		Income Security Act			L TAX SUITS	× 895 Freedo	m of Infor	mation	
230 Rent Lease & Ejectment	442 Employment 443 Housing/	510 Motions to Vacate	;				(U.S. Plaintiff fendant)	Act	ation		
240 Torts to Land 245 Tort Product Liability	Accommodations	Sentence 530 General				871 IRS—		896 Arbitra 899 Admir		rocedure	
290 All Other Real Property	445 Amer. w/Disabilities -	535 Death Penalty		IMMIGRATION		26 USC 7609		Act/Review or Appeal of			
	Employment 446 Amer. w/Disabilities -	Other: 540 Mandamus & Othe		462 Naturalization Application 465 Other Immigration Actions				Agency Decision 950 Constitutionality of State Statutes			
	Other	550 Civil Rights	er40								
	448 Education	555 Prison Condition									
		560 Civil Detainee - Conditions of									
		Confinement									
V. ORIGIN (Place an "X" in	n One Box Only)										
~ 0		Remanded from	] 4 Rein				6 Multidistri		Multidis		
Proceeding Stat	te Court	Appellate Court	Reop	ened Anot (spec	her Di	istrict	Litigation - Transfer	-	Litigatio Direct F		
	Cite the U.S. Civil Sta	tute under which you ar	e filing <i>(</i>			s unless dive			Direct I		
	5 U.S.C. 552	···· ) - · ·		,			· ·····				
VI. CAUSE OF ACTIO	Brief description of ca										
	Complaint for declarate	ory and injunctive relief fo			A requ						
VII. REQUESTED IN		IS A CLASS ACTION	N D	EMAND \$		СН	ECK YES only i	_			
COMPLAINT:	UNDER RULE 2	3, F.R.Cv.P.				JU	RY DEMAND:	Yes	× No		
VIII. RELATED CASH											
IF ANY	(See instructions):	JUDGE				DOCKE	Г NUMBER				
DATE		SIGNATURE OF ATT	FORNEV	DE RECORD							
11-17-2021											
FOR OFFICE USE ONLY			•								
				<b>TID</b> ~~			1410 FT	ACE.			
RECEIPT # AN	MOUNT	APPLYING IFP		JUDGE			MAG. JUD	UGE			

## INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM 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 service of pleading 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. The attorney filing a case should complete the form as follows:

- **I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below. United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box. Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment

to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; NOTE: federal question actions take precedence over diversity cases.)

- **III.** Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: <u>Nature of Suit Code Descriptions</u>.
- V. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date. Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.

Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket. **PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.

- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. Do not cite jurisdictional statutes unless diversity. Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P. Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction. Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases. This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.