Case 1:23-cv-02316-TJK Document 1-5 Filed 08/10/23 Page 1 of 2

CIVIL COVER SHEET

JS-44 (Rev. 11/2020 DC)											
I. (a) PLAINTIFFS				DEFENDANTS							
CHILDREN'S HEALTH DEFENSE				FOOD AND DRUG ADMINISTRATION							
852 Franklin Lakes Avenue Suite 511				I OOD AND DIVOG ADMINIOTRATION							
		uite 311									
Franklin Lakes, NJ	01411										
		Б									
(b) COUNTY OF RESIDEN	CEOFFIRSTL	_{ISTED PLAINTIFF} Berger	1, NJ	COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT							
(EXC	CEPT IN U.S. P	LAINTIFF CASES)		(IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED					/ED		
(c) ATTORNEYS (FIRM NA	ME, ADDRESS	S, AND TELEPHONE NUMBER	3)	ATTORNEY							
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		Defense (603) 731-1									
		uite 511 Franklin Lake	es, NJ								
Ray L. Flores II (85											
11622 El Camino R	eal Suite 1	00 San Diego, CA 92	2130								
II. BASIS OF JURISI				III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX FOR							
(PLACE AN x IN ONE B		PLAINTII	F AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY!						DET		
1 U.S. Government	3 Fe	deral Question			PTF DFT				PTF	DFT	
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2 U.S. Government		versity	Citiman	Another State	ther State 0 2 0 2				. 0 5	0 -	
Defendant		dicate Citizenship of	Citizen o	Allother State	nother State 2			corporated and Principal Place		O 5	
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O G. Habeas Corpus/ 2255	O H. Employment Discrimination	I. FOIA/Privacy Act	O J. Student Loan						
530 Habeas Corpus – General 510 Motion/Vacate Sentence 463 Habeas Corpus – Alien Detainee	442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation)	X 895 Freedom of Information Act 890 Other Statutory Actions (if Privacy Act)	152 Recovery of Defaulted Student Loan (excluding veterans)						
	(If pro se, select this deck)	*(If pro se, select this deck)*							
K. Labor/ERISA (non-employment) 710 Fair Labor Standards Act 720 Labor/Mgmt. Relations 740 Labor Railway Act 751 Family and Medical Leave Act	L. Other Civil Rights (non-employment) 441 Voting (if not Voting Rights Act) 443 Housing/Accommodations 440 Other Civil Rights 445 Americans w/Disabilities –	M. Contract 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment	N. Three-Judge Court 441 Civil Rights – Voting (if Voting Rights Act)						
790 Other Labor Litigation 791 Empl. Ret. Inc. Security Act	Employment 446 Americans w/Disabilities – Other	& Enforcement of Judgment 153 Recovery of Overpayment of Veteran's Benefits							
	448 Education	160 Stockholder's Suits 190 Other Contracts 195 Contract Product Liability 196 Franchise							
V. ORIGIN									
O 1 Original Proceeding Proceeding Court State Court S									
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									
VII. REQUESTED IN CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$ UNDER F.R.C.P. 23 JURY DEMAND: Check YES only if demanded in complaint YES NO X									
VIII. RELATED CASE(S) IF ANY	(See instruction) YES	NO X If yes, p	lease complete related case form						
DATE: 8.10.23	SIGNATURE OF ATTORNEY OF REC	CORDs/ Ray L.	Flores II						

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 ir 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 only 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.