JS 44 (Rev. 06/17) Case 2:17-cv-09833 Decument 1 VER SHEET Page 1 of 2 PageID: 13

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.)

purpose of initiating the civil d	ocket sneet. (SEE INSTRUC	TIONS ON NEXT PAGE OF	THIS FC	ORM.)						
I. (a) PLAINTIFFS MACVEST GROUP INC.				DEFENDANTS UNITED STATES; DEPT. OF TREASURY, INTERNAL REV SERVICE; STEVEN MNUCHIN; BRIAN KNAUS; RUDOLPH SCHUELE						
(b) County of Residence of First Listed Plaintiff NEW CASTLE COU (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorneys (Firm Name, Address, and Telephone Number) AGOSTINO & ASSOCIATES, PC 14 WASHINGTON PLACE HACKENSACK, NJ 07601 201-488-5400										
										NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.
				Attorneys (If Known)						
				II. BASIS OF JURISDI	ICTION (Place an "X" in O	ne Box Only)	III. CI	 TIZENSHIP OF P	RINCIPAI	L PARTIES (
☐ 1 U.S. Government ☐ 3 Federal Question				(For Diversity Cases Only) PT	ΓF DEF		and One Box for	· Defenda PTF	ant) DEF	
Plaintiff	Plaintiff (U.S. Government Not a Party)		Citiz						□ 4	
★ 2 U.S. Government ☐ 4 Diversity Defendant (Indicate Citizenship of Parties		ip of Parties in Item III)	Citiz	Citizen of Another State 2 2 Incorporated <i>and</i> Principal P of Business In Another State				□ 5	5	
				Citizen or Subject of a					□ 6	
IV. NATURE OF SUIT	V. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT TORTS		F/	ORFEITURE/PENALTY	Click here for: Nature of BANKRUPTCY		of Suit Code Descriptions. OTHER STATUTES			
☐ 110 Insurance	PERSONAL INJURY	PERSONAL INJURY		25 Drug Related Seizure	☐ 422 Appeal		☐ 375 False Cla		LIG	
☐ 120 Marine	☐ 310 Airplane	☐ 365 Personal Injury -		of Property 21 USC 881	☐ 423 Withdrawal		☐ 376 Qui Tam (31 USC			
☐ 130 Miller Act	☐ 315 Airplane Product	Product Liability	□ 69	90 Other	28 USC 157		3729(a)) 400 State Reapportionment 410 Antitrust 430 Banks and Banking			
☐ 140 Negotiable Instrument☐ 150 Recovery of Overpayment☐	Liability ☐ 320 Assault, Libel &	☐ 367 Health Care/ Pharmaceutical			PROPERTY RIGHTS					
& Enforcement of Judgment		Personal Injury								
☐ 151 Medicare Act	☐ 330 Federal Employers'	Product Liability			□ 830 Patent	5	☐ 450 Commerc		,	
☐ 152 Recovery of Defaulted	Liability	☐ 368 Asbestos Personal			□ 835 Patent		☐ 460 Deportation			
Student Loans (Excludes Veterans)	☐ 340 Marine ☐ 345 Marine Product	Injury Product Liability			New D 840 Traden	rug Application	☐ 470 Racketeer Corrupt C			
☐ 153 Recovery of Overpayment	Liability	PERSONAL PROPER	TY	LABOR	SOCIAL S		☐ 480 Consume		0113	
of Veteran's Benefits	☐ 350 Motor Vehicle ☐ 370 Other Fraud		- 71	10 Fair Labor Standards		☐ 861 HIA (1395ff) ☐ 490 Cable/Sa				
☐ 160 Stockholders' Suits	☐ 355 Motor Vehicle	☐ 371 Truth in Lending☐ 380 Other Personal		Act	☐ 862 Black Lung (923)		☐ 850 Securities		dities/	
☐ 190 Other Contract ☐ 195 Contract Product Liability	Product Liability 360 Other Personal	Property Damage 385 Property Damage	LJ /2	20 Labor/Management Relations	□ 863 DIWC/DIWW (405(g)) □ 864 SSID Title XVI □ 865 RSI (405(g)) FEDERAL TAX SUITS		Exchange 890 Other Statutory Actions 891 Agricultural Acts 893 Environmental Matters 895 Freedom of Information Act			
☐ 196 Franchise	Injury		□ 74	40 Railway Labor Act						
	☐ 362 Personal Injury -	Product Liability	□ 75	51 Family and Medical						
REAL PROPERTY	Medical Malpractice CIVIL RIGHTS	PRISONER PETITION	IS 79	Leave Act Other Labor Litigation						
□ 210 Land Condemnation	☐ 440 Other Civil Rights	Habeas Corpus:		91 Employee Retirement	☐ 870 Taxes (☐ 896 Arbitratio	n		
☐ 220 Foreclosure	☐ 441 Voting	☐ 463 Alien Detainee		Income Security Act	or Defendant) □ 871 IRS—Third Party 26 USC 7609		☐ 899 Administr	rative Pro	ocedure	
230 Rent Lease & Ejectment	☐ 442 Employment	☐ 510 Motions to Vacate					Act/Review or Appeal of			
☐ 240 Torts to Land☐ 245 Tort Product Liability☐	Accommodations	Sentence ☐ 530 General			20 030	2 / 609	Agency D 950 Constituti		ıf	
☐ 290 All Other Real Property	☐ 445 Amer. w/Disabilities -	☐ 535 Death Penalty		IMMIGRATION	i '		State Statutes			
	Employment	Other:		62 Naturalization Application						
	☐ 446 Amer. w/Disabilities - Other	☐ 540 Mandamus & Othe ☐ 550 Civil Rights	r □ 40	65 Other Immigration Actions						
	☐ 448 Education	☐ 555 Prison Condition		rectoris						
		☐ 560 Civil Detainee -								
		Conditions of Confinement								
V. ORIGIN (Place an "X" i ▼ 1 Original □ 2 Re	- ·	Remanded from	1 4 Reir	nstated or	erred from	☐ 6 Multidistri	ict 🗆 8 1	Multidis	strict	
	ite Court	Appellate Court	Reo	pened Anothe (specify)	r District	Litigation Transfer	- I	Litigatio Direct Fil	n -	
W. CAUCE OF ACTIO	5 USC 552: 5 US	C 701 ET SEQ.; 5 l		Do not cite jurisdictional stat. 52A, 28 USC 1361	utes uniess dive	rsity):				
VI. CAUSE OF ACTION	brief description of ca		ACT, A	DMINSTRATIVE PR	ROCEDURE	S ACT				
VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.			D	DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: □ Yes ▼No						
VIII. RELATED CASI										
IF ANY	(See instructions): JUDGE			DOCKET NUMBER						
DATE	SIGNATURE OF ATTORNEY OF RECORD									
10/27/2017	/s/ Frank Agostino									
FOR OFFICE USE ONLY										
RECEIPT # Al	MOUNT	APPLYING IFP		JUDGE		MAG. JUD	GE			

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: Nature of Suit Code Descriptions.
- 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. When the petition for removal is granted, check this box.
 - 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 statue.
- 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.