## JS 44 (Rev. 06/17)

## Case 2:17-cv-17550-LMADEK COVER SHEET Filed 12/19/17 Page 1 of 2

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 Veterans Appellate Law Group, LLC				DEFENDANTS United States of America U.S. Department of Veterans Affairs			
(b) County of Residence of First Listed Plaintiff Orleans (EXCEPT IN U.S. PLAINTIFF CASES)			County of Residence of First Listed Defendant <i>(IN U.S. PLAINTIFF CASES ONLY)</i> NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.				
(c) Attorneys (Firm Name, Address, and Telephone Number) Matthew Greig, Veterans Appellate Law Group, LLC 1000 Bourbon St, #B432, New Orleans, LA 70116 (504) 218-2510				Attorneys (If Known)			
II. BASIS OF JURISDICTION (Place an "X" in One Box Only)				<b>FIZENSHIP OF P</b>	<b>PRINCIPAL PARTIES</b>	(Place an "X" in One Box for Plaintiff	
□ 1 U.S. Government Plaintiff	<ul> <li>General Question</li> <li>(U.S. Government Not a Party)</li> </ul>				TF DEF J 1 □ 1 Incorporated or P of Business In		
✗ 2 U.S. Government Defendant	I 4 Diversity (Indicate Citizenship of Parties in Item III)			Citizen of Another State 2 2 2 1 2 1 2 1 2 1 2 1 2 1 2 1 1 1 1 2 2 1 1 1 1 1 1 1 1 1 1			
				Citizen or Subject of a Foreign Country			
IV. NATURE OF SUIT	V. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT TORTS			REFITURE/PENALTY		of Suit Code Descriptions.	
CONTRACT         110 Insurance         120 Marine         130 Miller Act         140 Negotiable Instrument         150 Recovery of Overpayment & Enforcement of Judgment         151 Medicare Act         152 Recovery of Defaulted Student Loans (Excludes Veterans)         153 Recovery of Overpayment of Veteran's Benefits         160 Stockholders' Suits         190 Other Contract         195 Contract Product Liability         196 Franchise         REAL PROPERTY         210 Land Condemnation         220 Foreclosure         230 Rent Lease & Ejectment         240 Torts to Land         245 Tort Product Liability         290 All Other Real Property	To         PERSONAL INJURY         310 Airplane         311 Airplane Product Liability         320 Assault, Libel & Slander         330 Federal Employers' Liability         340 Marine         345 Marine Product Liability         350 Motor Vehicle         355 Motor Vehicle         356 Motor Vehicle         350 Other Personal Injury         360 Other Personal Injury         362 Personal Injury - Medical Malpractice         CIVIL RIGHTS         440 Other Civil Rights         441 Voting         442 Employment         443 Housing/ Accommodations         445 Amer. w/Disabilities - Employment         446 Amer. w/Disabilities - Other         448 Education	PERSONAL INJUR  ☐ 365 Personal Injury - Product Liability  ☐ 367 Health Care/ Pharmaceutical Personal Injury Product Liability  ☐ 368 Asbestos Personal Injury Product Liability  PERSONAL PROPEI  ☐ 370 Other Fraud  ☐ 371 Tuth in Lending  ☐ 380 Other Personal Property Damage ☐ 385 Property Damage ☐ 510 Motions to Vacatege ☐ 530 General ☐ 550 Civil Rights ☐ 555 Prison Condition ☐ 560 Civil Detainee - Conditions of Confinement ☐ 2000000000000000000000000000000000000	Y       □       62.5         1       □       690         1       □       710         2       720       □         □       720       □         □       740       □         □       751       □         NS       □       790         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □         □       170       □	RFEITURE/PENALTY 5 Drug Related Seizure of Property 21 USC 881 9 Other Definition Fair Labor Standards Act Definition Definition Act Definition	BANKRUPTCY       OTHER STATUTES         422 Appeal 28 USC 158       375 False Claims Act         423 Withdrawal 28 USC 157       376 Qui Tam (31 USC 3729(a))         400 State Reapportionment         9 820 Copyrights       410 Antitrust         830 Patent       450 Commerce         830 Patent       460 Deportation         840 Trademark       470 Racketeer Influenced and Corrupt Organizations         SOCIAL SECURITY       480 Consumer Credit         863 DIWC/DIWW (405(g))       864 SSID Title XVI         865 RSI (405(g))       890 Other Statutory Actions         870 Taxes (U.S. Plaintiff or Defendant)       896 Arbitration         871 IRS—Third Party 26 USC 7609       896 Arbitration         950 Constitutionality of State Statutes		
	moved from $\Box$ 3	Remanded from [ Appellate Court	□ 4 Reins Reop	ened Anothe	er District Litigation	n - Litigation -	
VI. CAUSE OF ACTION       Cite the U.S. Civil Statute under which you are filing ( <i>Do not cite jurisdictional statutes unless diversity</i> ):       Direct File         VI. CAUSE OF ACTION       Cite the U.S. Civil Statute under which you are filing ( <i>Do not cite jurisdictional statutes unless diversity</i> ):       Direct File         VI. CAUSE OF ACTION       Cite the U.S. Civil Statute under which you are filing ( <i>Do not cite jurisdictional statutes unless diversity</i> ):       Direct File         VI. CAUSE OF ACTION       Cite the U.S. Civil Statute under which you are filing ( <i>Do not cite jurisdictional statutes unless diversity</i> ):       Direct File         VI. CAUSE OF ACTION       Cite the U.S. Civil Statute under which you are filing ( <i>Do not cite jurisdictional statutes unless diversity</i> ):       Direct File							
VII. REQUESTED IN COMPLAINT:       CHECK IF THIS IS A CLASS ACTION       DEMAND \$       CHECK YES only if demanded in complaint: UNDER RULE 23, F.R.Cv.P.							
VIII. RELATED CASE IF ANY	<b>E(S)</b> (See instructions):	JUDGE			DOCKET NUMBER		
DATE 12/19/2017 FOR OFFICE USE ONLY		SIGNATURE OF AT	TOTIVEY O	FRECORD			
	/OUNT	APPLYING IFP	(	JUDGE_	MAG. JU	DGE	

## **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. 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.