## **CIVIL COVER SHEET**

JS-44 (Rev. 6/17 DC)  I. (a) PLAINTIFFS			DEFENDANTS								
Ernest C. Tosh and David T. Marks			United States Centers for Medicare and Medicaid Services								
			and United States Department of Health and Human Services								
			,								
(1) COVINTY OF PERIODS OF EIRST I	COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT Baltimore County										
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF Tarrant County (EXCEPT IN U.S. PLAINTIFF CASES)			(IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USETHE LOCATION OF THE TRACT OF LAND INVOLVED								
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(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)			ATTORIALTS (II	KNOWI	1)						
Burt Braverman and Patrick J. Curran											
Davis Wright Tremaine, LLP 1919 Pennsylvania Ave. NW, Suite 800											
Washington, DC 20006	.•										
(202) 973-4200											
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II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)							ERSITY CASES ONLY!	JOA POR			
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	IV. CASE ASSIG							rus.			
(Place an X in one categorial	ory, A-N, that best repres	ents your	Cause of Action	n and o	ne in a	correspo	nding Nature of Sui	t)			
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330 N		862 Black Lung (923)			case assignment.						
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## Case 1:18-cv-00915 Document 1-4 Filed 04/18/18 Page 2 of 2

O G. Habeas Corpus/ 2255	O H. Employment Discrimination	I. FOIA/Privacy Act  Output  Output	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)		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>	L. Other Civil Rights (non-employment)  441 Voting (if not Voting Rights Act)  443 Housing/Accommodations  440 Other Civil Rights  445 Americans w/Disabilities – Employment  446 Americans w/Disabilities – Other  448 Education	M. Contract  110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholder's Suits 190 Other Contracts 195 Contract Product Liability 196 Franchise	N. Three-Judge Court  441 Civil Rights – Voting (if Voting Rights Act)					
V. ORIGIN								
O 1 Original Proceeding from State from Appellate Court Cour								
VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.) Failure to disclose requested records. 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 DEMAND:  Check YES only if demanded in complaint YES NO X								
VIII. RELATED CASE(S) (See instruction)  YES NO X  If yes, please complete related case form								
DATE: 4/18/18 SIGNATURE OF ATTORNEY OF RECORD								

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 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.