JS 44 (Rev. 01/29/2018) 1:18-cv-02445-PKC-SMG Document 1-7 Filed 04/25/18 Page 1 of 3 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 Make The Road New Yor	DEFENDANTS U.S. Dep't of Homeland Security; Office of the Sec. of Homeland Security; U.S.C.I.S.; U.S. Dep't of Justice; Office of the Attorney								
(b) County of Residence of <i>(EX</i>)	f First Listed Plaintiff <u>K</u> CEPT IN U.S. PLAINTIFF CA		General; Office of the Solicitor General; Office of Legal Counsel County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.						
(c) Attorneys (Firm Name, A Trudy S. Rebert, Esq. (TF National Immigration Law Jackson Heights, NY 113	R 6959) / Center, P.O. Box 72′			Attorneys (If Known)					
II. BASIS OF JURISDI	CTION (Place an "X" in O	ne Box Only)		TIZENSHIP OF P	RINCIPA	L PARTIES		6	00
□ 1 U.S. Government Plaintiff	□ 3 Federal Question (U.S. Government 1		(For Diversity Cases Only) and One Box for Defendant) PTF DEF PTF DEF Citizen of This State 1 1 Incorporated or Principal Place 4 4 of Business In This State						
☑ 2 U.S. Government Defendant	4 Diversity (Indicate Citizenshi	ip of Parties in Item III)		en of Another State	of Business In Another State			□ 5	
				en or Subject of a reign Country	3 🗖 3	Foreign Nation		□ 6	□ 6
IV. NATURE OF SUIT			F	NDEFITHDE/DENALTV		here for: <u>Nature c</u>			
CONTRACT 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 151 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 Forcelosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	TORTS PERSONAL INJURY PERSONAL INJURY 310 Airplane 365 Personal Injury - 315 Airplane Product Product Liability 130 Airplane Product 965 Personal Injury - 320 Assault, Libel & Sander 320 Assault, Libel & Pharmaceutical 320 Assault, Libel & Personal Injury 330 Federal Employers' Product Liability 1345 Marine Product Injury Product Liability 340 Marine 370 Other Fraud 350 Motor Vehicle 371 Truth in Lending Product Liability 380 Other Personal Product Liability 380 Other Personal 362 Personal Injury - 385 Property Damage Medical Malpractice 970 Pertri Damage 440 Other Civil Rights 443 Alien Detainee 441 Voting 463 Alien Detainee 443 Housing/ 535 Death Penalty Accommodations 535 Death Penalty 446 Amer. w/Disabilities - 540 Mandamus & Othe Other 550 Civil Rights 448 Education 555 Prison Condition		Y 0 62 CTY 0 71 0 72 0 72 0 75 0 75 0 75	FORFEITURE/PENALTY G 625 Drug Related Seizure of Property 21 USC 881 G 90 Other G 90 Other G 710 Fair Labor Standards Act 710 Fair Labor Standards Act 720 Labor/Management Relations 740 Railway Labor Act 751 Family and Medical Leave Act 790 Other Labor Litigation 791 Employee Retirement Income Security Act IMMIGRATION 462 Naturalization Application Actions		BANKRUPTCY 422 Appeal 28 USC 158 423 Withdrawal 28 USC 157 PROPERTY RIGHTS 820 Copyrights 830 Patent 835 Patent - Abbreviated New Drug Application 840 Trademark SOCIAL SECURITY 861 HIA (1395ff) 862 Black Lung (923) 863 DIWC/DIWW (405(g)) 865 RSI (405(g)) FEDERAL TAX SUITS 870 Taxes (U.S. Plaintiff or Defendant) 871 IRS—Third Party 26 USC 7609		OTHER STATUTES 375 False Claims Act 376 Qui Tam (31 USC 3729(a)) 400 State Reapportionment 410 Antitrust 430 Banks and Banking 450 Commerce 460 Deportation 470 Racketeer Influenced and Corrupt Organizations 480 Consumer Credit 490 Cable/Sat TV 890 Other Statutory Actions 891 Agricultural Acts 893 Environmental Matters 895 Freedom of Information Act 899 Administrative Procedure Act/Review or Appeal of Agency Decision 950 Constitutionality of State Statutes	
V. ORIGIN (Place an "X" in	n One Box Only)						-		
	te Court	Appellate Court	Reoj	(specify)	er District	6 Multidistr Litigation Transfer	-	Multidis Litigatic Direct Fi	n -
VI. CAUSE OF ACTIO	51LS C 88 552	552(a)(3)(A), (a)(3)	re filing (1)(C), (a)	Do not cite jurisdictional stat (6)(A), and (a)(6)(E);	tutes unless di 6 C.F.R.	versity): §§ 5.5, 5.11; 2	8 C.F.R. §§	16.5, 1	6.10
VII. REQUESTED IN COMPLAINT:	CHECK IF THIS UNDER RULE 2	IS A CLASS ACTION 3, F.R.Cv.P.	N D	EMAND \$		THECK YES only URY DEMAND:		complai XNo	nt:
VIII. RELATED CASE IF ANY	C(S) (See instructions):	JUDGE Nicholas G	G. Garau	ıfis	DOCKE	T NUMBER <u>1:1</u>	16-cv-4756 (EDNY)	
DATE 04/25/2018 FOR OFFICE USE ONLY	5/2018 /s/ Trudy S. Rebert								
	10UNT	APPLYING IFP		JUDGE		MAG. JUD	OGE		

Case 1:18-cv-02445-PKC-SMG Document 1-1 Filed 04/25/18 Page 2 of 3 PageID #: 27 CERTIFICATION OF ARBITRATION ELIGIBILITY

Local Arbitration Rule 83.10 provides that with certain exceptions, actions seeking money damages only in an amount not in excess of \$150,000, exclusive of interest and costs, are eligible for compulsory arbitration. The amount of damages is presumed to be below the threshold amount unless a certification to the contrary is filed.

I, Trudy S. Rebert _____, counsel for Make the Road NY and Make the Road CT _____, do hereby certify that the above captioned civil action is ineligible for compulsory arbitration for the following reason(s):

\checkmark	

monetary damages sought are in excess of \$150,000, exclusive of interest and costs,

the complaint seeks injunctive relief,

the matter is otherwise ineligible for the following reason

DISCLOSURE STATEMENT - FEDERAL RULES CIVIL PROCEDURE 7.1

Identify any parent corporation and any publicly held corporation that owns 10% or more or its stocks:

There is no such corporation.

RELATED CASE STATEMENT (Section VIII on the Front of this Form)

Please list all cases that are arguably related pursuant to Division of Business Rule 50.3.1 in Section VIII on the front of this form. Rule 50.3.1 (a) provides that "A civil case is "related" to another civil case for purposes of this guideline when, because of the similarity of facts and legal issues or because the cases arise from the same transactions or events, a substantial saving of judicial resources is likely to result from assigning both cases to the same judge and magistrate judge." Rule 50.3.1 (b) provides that "A civil case shall not be deemed "related" to another civil case merely because the civil case: (A) involves identical legal issues, or (B) involves the same parties." Rule 50.3.1 (c) further provides that "Presumptively, and subject to the power of a judge to determine otherwise pursuant to paragraph (d), civil cases shall not be deemed to be "related" unless both cases are still pending before the court."

NY-E DIVISION OF BUSINESS RULE 50.1(d)(2)

1.)	Is the civil action County?	being filed in Ves	n the East	ern District removed from No	n a New	York State Court located in Nassau or Suffolk				
2.)	If you answered " a) Did the events County?		s giving ri	se to the claim or claims, No	or a sul	ostantial part thereof, occur in Nassau or Suffolk				
	b) Did the events District?	or omission Ves	s giving ri	se to the claim or claims, No	or a sul	ostantial part thereof, occur in the Eastern				
	c) If this is a Fair D received:	Debt Collectio	on Practice	Act case, specify the Count	ty in whic	ch the offending communication was				
If your answer to question 2 (b) is "No," does the defendant (or a majority of the defendants, if there is more than one) reside in Nassau or Suffolk County, or, in an interpleader action, does the claimant (or a majority of the claimants, if there is more than one) reside in Nassau or Suffolk County? <u>Yes</u> <u>No</u> (Note: A corporation shall be considered a resident of the County in which it has the most significant contacts).										
	BAR ADMISSION									
I am currently admitted in the Eastern District of New York and currently a member in good standing of the bar of this court.										
		\checkmark	Yes			No				
	Are you currently the subject of any disciplinary action (s) in this or any other state or federal court?									
			Yes	(If yes, please explain	\checkmark	No				
	I certify the accuracy of all information provided above.									
	Signature: /s/ Trudy S. Rebert									

Make the Road New York, et al. v. United States Department of Homeland Security, et al.

<u>Civil Cover Sheet Addendum</u>

VI. CAUSE OF ACTION

Brief Description of Cause:

FOIA Violation: failure to determine whether to comply; inadequate search; withholding of requested records; constructive denial of expedited processing and fee waiver