Case 1:18-cv-02538 Document 1-1 Filed 11/02/18 Page 1 of 2 CIVIL COVER SHEET

JS-44 (Rev. 6/17 DC)		CIV	шv	UVEI	N SHEE	1							
I. (a) PLAINTIFFS					DEFENDANTS								
David T. Marks				-	United States Centers for Medicare and Medicaid Services and United States Department of Health and Human Services								
(b) COUNTY OF RESIDENC (EXC	COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT Baltimore County, MD (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED												
(c) ATTORNEYS (FIRM NA		ATTORNEYS (IF KNOWN)											
Burt Braverman and Patr		Damon Taaffe U.S. Attorney's Office for the District of Columbia											
Davis Wright Tremaine, I 1919 Pennsylvania Ave.		555 Fourth Street, NW											
Washington, DC 20006					Washington, DC 20530								
(202) 973-4200		(202) 252-2544											
II. BASIS OF JURISDICTION				III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX FOR									
(PLACE AN x IN ONE BOX ONLY)				PLAINTIFF AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY!									
1 U.S. Government	O 3 Fe		PTF DFT						PTF				
Plaintiff	(U.	Citizen of thi		State	O_1	r		ated or Principal Place ess in This State	O 4	O 4			
• 2 U.S. Government Defendant	O 4 Di (In	Citizen of And		other State	O 2	O 2		ated and Principal Place ess in Another State	05	O ⁵			
	Pa	Citizen or Subj Foreign Countr			O 3	O 3	Foreign 1	Foreign Nation		O 6			
IV. CASE ASSIGNMENT AND NATURE OF SUIT													
(Place an X i	n one catego	ory, A-N, that best repres							onding Nature of Sui	it)			
O A. Antitrust	O B. P M		-	C. Administrative Agency Review			O D. Temporary Restraining Order/Preliminary						
410 Antitrust	310 4	rnlana		151 Medicare Act				Injunction					
	310 Airplane 315 Airplane Product Liability								Any nature of suit fr	Any nature of suit from any category			
	320 Assault, Libel & Slander				Social Security					may be selected for this category of			
		330 Federal Employers Liability			861 HIA (1395ff) 862 Black Lung (923)					case assignment.			
	340 M	arine arine Product Liability	863 DIWC/DIWW (405(g))					*(If Antitrust, then A governs)*					
		otor Vehicle		864 SSID Title XVI									
	355 M	otor Vehicle Product Liabili	ty 0 865 RSI (405(g)) Other Statutes										
	 360 Other Personal Injury 362 Medical Malpractice 365 Product Liability 367 Health Care/Pharmaceutical 				<u>tatutes</u> l Agricultu	ral Acts							
					8 Environm								
) Other Sta	•							
Personal Injury Product Liabi					Administ								
	368 As	sbestos Product Liability			Involved)								
O E. General Civi	il (Other)	OR		0	F. Pro	Se Gen	eral Ci	vil	<u> </u>				
Real Property					Federal Tax Suits			462 Naturalizat					
210 Land Condemnation 422 Appeal 27 USC 1					870 Taxes (US plaintiff or			Application					
220 Foreclosure 230 Rent, Lease & E	liectment	423 Withdrawal 28 U	SC 157		defendant) 871 IRS-Third Party 26 USC			465 Other Immigration					
240 Torts to Land Prisoner Petitions					7609			Actions 470 Racketeer Influenced					
245 Tort Product Liability 535 Death Penalty								& Corrupt Organization					
290 All Other Real Property 540 Mandamus & Ot 550 Civil Rights			IS		Forfeiture/Penalty 625 Drug Related Seizure of Property 21 USC 881 690 Other Other Statutes			480 Consumer Credit					
Personal Property 555 Prison Condition:								490 Cable/Satellite TV 850 Securities/Commodities/ Exchange 896 Arbitration					
370 Other Fraud													
371 Truth in Lending of Confinement													
380 Other Personal Property Damage Property Rights					375 False Claims Act 376 Qui Tam (31 USC			899 Administrative Procedure Act/Review or Appeal of					
Damage Property Rights 385 Property Damage 820 Copyrights													
Product Liability Product Liability 830 Patent 835 Patent – Abbrevi Drug Application 840 Trademark					3729(a))				Agency Decision				
				w	400 State Reapportionment 430 Banks & Banking 450 Commerce/ICC Rates/etc.				950 Constitutionality of State Statutes				
			1						890 Other Statu	itory Act	ions		
									(if not administrative agency				
					460 Deportation			review or Privacy Act)					

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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 790 Other Labor Litigation 791 Empl. Ret. Inc. Security 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 – 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										
 1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened Court 5 Transferred from another district (specify) 6 Multi-district 7 Appeal to District Judge from Mag. Judge 8 Multi-district Litigation – Direct File 										
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 COMPLAINT	CHECK IF THIS IS A CLASS DEMAND ACTION UNDER F.R.C.P. 23 JU	\$ Check Y RY DEMAND: YES	ES only if demanded in complaint							
VIII. RELATED CASE(S) IF ANY	(See instruction) YES	NO If yes, p	lease complete related case form							
DATE:11/2/2018	SIGNATURE OF ATTORNEY OF REC	DRD/s/ Burt Braverman								

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 <u>only</u> 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.