I. (a) PLAINTIFFS				DEFENDANT	ΓS						
Center for Food Safety				Department of the Interior							
(b) County of Residence of First Listed Plaintiff San Francisco County (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorneys (Firm Name, Address, and Telephone Number) Victoria A. Yundt, Sylvia Shih-Yau Wu				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.							
				Attorneys (If Known)							
					/						
Center for Food Safety 303 Sacramento Street, 2nd Floor; San Francis	sco, CA 94111; 415-826-2770										
II. BASIS OF JURIS	DICTION (Place an "X" in C	One Box Only)		IZENSHIP OF I	PRINCI	PAL P				intiff	
			(For	(For Diversity Cases Only) and One Box for Defendant) PTF DEF PTF DEF						DEF	
1 U.S. Government Plaintiff 3 Federal Question (U.S. Government Not a Party)			Citizen of This State			1 Incorporated or Principal Place 4 4 of Business In This State					
X2 U.S. Government Defendant 4 Diversity (Indicate Citizenship of Parties in Item III)			Citizen of Another State 2			2 Incorporated and Principal Place 5				5	
				n or Subject of a	3	3	of Business In Anoth Foreign Nation	er State	6	6	
			Foreig	n Country							
IV. NATURE OF SU	JIT (Place an "X" in One Box (Only)									
CONTRACT	TORTS			FORFEITURE/PENALTY		BANKRUPTCY		OTHER			
110 Insurance 120 Marine	PERSONAL INJURY	PERSONAL INJURY		625 Drug Related Seizure of Property 21 USC § 881		422 Appeal 28 USC § 158 423 Withdrawal 28 USC		375 False Claims Act			
130 Miller Act	310 Airplane 365 Personal Inj 315 Airplane Product Liability Liability		ry – Product	690 Other		§ 157		376 Qui Tam (31 USC § 3729(a))			
140 Negotiable Instrument	313 Alipiane Froduct Elability			LABOR		PROPERTY RIGHTS		400 State Reapportionment			
150 Recovery of	150 Recovery of 330 Federal Employers' Pharm		cal Personal ct Liability	710 Fair Labor Standards Act		820 Copyrights		410 Antitrust			
Overpayment Of Veteran's Benefits	Veteran's Renefits Liability 368 Ashesto			720 Labor/Management		830 Patent		430 Banks and Banking			
151 Medicare Act	340 Marine	Product Liability		Relations		835 Patent—Abbreviated New		450 Commerce 460 Deportation			
152 Recovery of Defaulted	345 Marine Product Liability 350 Motor Vehicle	PERSONAL PROPERTY		740 Railway Labor Act 751 Family and Medical		Drug Application 840 Trademark		470 Racketeer Influenced &			
Student Loans (Excludes	355 Motor Vehicle Product	370 Other Fraud		Leave Act		880 Defend Trade Secrets		Corrupt Organizations			
Veterans) 153 Recovery of	Liability	371 Truth in Lending		790 Other Labor Litigation		Act of 2016		480 Consumer Credit			
Overpayment	360 Other Personal Injury	380 Other Personal Property Damage		791 Employee Retirement		SOCIAL SECURITY		485 Telephone Consumer			
of Veteran's Benefits	nefits 362 Personal Injury - Medical		nage Product	Income Security Act		861 HIA (1395ff)		Protection Act 490 Cable/Sat TV			
160 Stockholders' Suits	Malpractice Liability		0	IMMIGRATION		862 Bla	ack Lung (923)	850 Securities/Commodities/			
190 Other Contract	CIVIL RIGHTS	PRISONER PETITIONS		462 Naturalization Application			WC/DIWW (405(g))	Exchang	ge		
195 Contract Product Liability 196 Franchise	440 Other Civil Rights	HABEAS CORPUS		465 Other Immigration			ID Title XVI	890 Other Statutory Actions			
REAL PROPERTY	441 Voting	463 Alien Detainee		Actions			RAL TAX SUITS	891 Agricultural Acts 893 Environmental Matters			
210 Land Condemnation	442 Employment	510 Motions to Vacate Sentence						× 895 Freedom			
220 Foreclosure	443 Housing/ Accommodations	530 General					xes (U.S. Plaintiff or efendant)	Act			
230 Rent Lease & Ejectment	445 Amer. w/Disabilities—	535 Death Penalty				871 IR	S-Third Party 26 USC	896 Arbitrati			
240 Torts to Land	Employment	OTHER					7609	899 Administ		Procedure r Appeal of	
245 Tort Product Liability	446 Amer. w/Disabilities—Other	540 Mandamus & Other						Agency		1.1	
290 All Other Real Property	448 Education	48 Education 550 Civil Rights						950 Constitutionality of State			
		555 Prison Condi						Statutes			
		560 Civil Detaine Conditions o									
		Confinement									
V. ORIGIN (Place an X 1 Original Proceeding 2	Removed from 3 F	Remanded from	4 Reins		ferred from		6 Multidistrict Litigation—Tran	8 Multion		t Direct File	

ACTION

5 U.S.C. § 552

Brief description of cause:

Violations of the Freedom of Information Act

REQUESTED IN CHECK IF THIS IS A CLASS ACTION

DEMAND \$

CHECK YES only if demanded in complaint: Yes

UNDER RULE 23, Fed. R. Civ. P. JURY DEMAND: **COMPLAINT:**

VIII. RELATED CASE(S), JUDGE **IF ANY** (See instructions):

DOCKET NUMBER

DIVISIONAL ASSIGNMENT (Civil Local Rule 3-2)

(Place an "X" in One Box Only) × SAN FRANCISCO/OAKLAND SAN JOSE

EUREKA-MCKINLEYVILLE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS-CAND 44

Authority For Civil Cover Sheet. The JS-CAND 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 in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate 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 Federal Rule of Civil Procedure 8(a), 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.
 - (1) United States plaintiff. Jurisdiction based on 28 USC §§ 1345 and 1348. Suits by agencies and officers of the United States are included here.
 - (2) <u>United States defendant</u>. When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
 - (3) <u>Federal question</u>. This refers to suits under 28 USC § 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.
 - (4) <u>Diversity of citizenship</u>. This refers to suits under 28 USC § 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-CAND 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 the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerk(s) in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- V. Origin. Place an "X" in one of the six boxes.
 - (1) Original Proceedings. Cases originating in the United States district courts.
 - (2) Removed from State Court. Proceedings initiated in state courts may be removed to the district courts under Title 28 USC § 1441. When the petition for removal is granted, check this box.
 - (3) Remanded from Appellate Court. Check this box for cases remanded to the district court for further action. Use the date of remand as the filing
 - (4) Reinstated or Reopened. Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
 - (5) <u>Transferred from Another District</u>. For cases transferred under Title 28 USC § 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
 - (6) <u>Multidistrict Litigation Transfer</u>. Check this box when a multidistrict case is transferred into the district under authority of Title 28 USC § 1407. When this box is checked, do not check (5) above.
 - (8) Multidistrict Litigation Direct File. Check this box when a multidistrict litigation case is filed in the same district as the Master MDL docket.
 - Please note that there is no Origin Code 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- 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 Federal Rule of Civil Procedure 23.
 - 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-CAND 44 is used to identify related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.
- IX. Divisional Assignment. If the Nature of Suit is under Property Rights or Prisoner Petitions or the matter is a Securities Class Action, leave this section blank. For all other cases, identify the divisional venue according to Civil Local Rule 3-2: "the county in which a substantial part of the events or omissions which give rise to the claim occurred or in which a substantial part of the property that is the subject of the action is situated."

Date and Attorney Signature. Date and sign the civil cover sheet.