

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF GEORGIA
3 ATLANTA DIVISION

4 MALIK ASANTE, ON BEHALF OF)
5 HIMSELF, AND ALL OTHERS)
6 SIMILARLY SITUATED,)

7 Plaintiff,

8 vs.

9 BAYLOR & CONNOR, INC. a/k/a)
10 MUSIC MERCHANT RECOVERY,)

11 Defendant.

Case No.:

CLASS ACTION COMPLAINT

AND

JURY TRIAL DEMAND

12 Plaintiff, Malik Asante, on behalf of himself (hereinafter “Plaintiff”), and all
13 others similarly situated, by and through his undersigned attorney, alleges against
14 the Baylor & Connor, Inc. a/k/a Music Merchant Recovery (hereinafter
15 “Defendant”) as follows:

16 **PRELIMINARY STATEMENT**

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19 1. This is an action for damages arising from Defendant’s violations of 15
20 U.S.C. § 1692, *et seq.*, the Fair Debt Collection Practices Act (hereinafter
21 “FDCPA”), which prohibits debt collectors from engaging in abusive, deceptive
22 and unfair practices, brought by Malik Asante, in his own individual capacity, and
23 and on behalf of a class of other, as of yet unidentified, similarly situated individuals.
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JURISDICTION AND VENUE

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2 2. This Court has jurisdiction over this action pursuant to 28 U.S.C. § 1331 and
3 15 U.S.C. §1692k (d).
4

5 3. Venue is proper in this district under 28 U.S.C § 1391(b).
6

PARTIES

7
8 4. Plaintiff, Malik Asante, is a natural person, who at all relevant times has
9 resided in the city of Duluth, Gwinnett County, State of Georgia, and is a
10 “consumer” as defined by 15 U.S.C. § 1692a(3).
11

12 5. Defendant is a collection company and does business in the State of Georgia,
13 with its corporate mailing address as 560 Main Street, Suite 1E, Allenhurst, NJ
14 07711, and is a “debt collector” as defined by 15 U.S.C § 1692a(6).
15

CLASS ACTION ALLEGATIONS

16
17 6. Plaintiff brings this action as a class action, pursuant to Federal Rules of
18 Civil Procedure (“FRCP”) Rule 23, on behalf of himself and all
19 persons/consumers, along with their successors-in-interest, who have received
20 similar debt collection notices/letters/communications from Defendant which, as
21 alleged herein, is in violation of the FDCPA, and who reside in the State of
22 Georgia as of one year from the date of Plaintiff’s Complaint (the “Class”).
23 Excluded from the Class is Defendant herein, and any person, firm, trust,
24 corporation, or other entity related to or affiliated with the Defendant, including,
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1 without limitation, persons who are officers, directors, employees, associates or
2 partners of Defendant as impracticable. On information and belief, thousands of
3 persons have received debt collection notices/letters/communications from
4 Defendants, which violate various provisions of the FDCPA.
5

6 7. This Class satisfies all the requirements of FRCP Rule 23 for maintaining a
7 class action.
8

9 8. The Class is so numerous that joinder of all members is impracticable. On
10 information and belief, thousands of persons have received debt collection
11 notices/letters/communications from Defendant which violate various provisions of
12 the FDCPA.
13

14 9. The debt collection notices/letters/communications from Defendant,
15 received by the Class, are to be evaluated by the objective standard of the
16 hypothetical “least sophisticated consumer.”
17
18

19 10. There are questions of law and fact which are common to the Class and
20 which predominate over questions affecting any individual Class member. These
21 common questions of law and fact include, without limitation: (i) Whether
22 Defendant violated various provisions of the FDCPA; (ii) Whether Plaintiff and the
23 Class have been injured by Defendant’s conduct; (c) Whether Plaintiff and the
24 Class have sustained damages and are entitled to restitution as a result of
25 Defendant’s wrongdoing and, if so, what is the proper measure and appropriate
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1 statutory formula to be applied in determining such damages and restitution; and,
2 (iv) Whether Plaintiff and the Class are entitled to declaratory and/or injunctive
3 relief.
4

5 11. Plaintiff's claims are typical of the claims of the Class, and Plaintiff has no
6 interests adverse or antagonistic to the interests of other members of the Class.
7

8 12. A class action is superior to other methods for the fair and efficient
9 adjudication of the claims herein asserted, this being specifically envisioned by
10 Congress as a principal means of enforcing the FDCPA, as codified by 15 U.S.C. §
11 1692(k).
12

13 13. The members of the class have claims which are unlikely to be vindicated in
14 the absence of a class action.
15

16 14. Prosecution of separate actions by individual members of the Class would
17 create the risk of inconsistent or varying adjudications resulting in the
18 establishment of inconsistent or varying standards for the parties.
19

20 15. A class action will permit a large number of similarly situated persons to
21 prosecute their common claims in a single forum simultaneously, efficiently, and
22 without the duplication of effort and expense that numerous individual actions
23 would engender. Class treatment also will permit the adjudication of relatively
24 small claims by many Class members who could not otherwise afford to seek legal
25 redress for the wrongs complained of herein.
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1 16. Plaintiff will fairly and adequately represent the Class members' interests, in
2 that the Plaintiff's counsel is experienced and, further, anticipates no impediments
3 in the pursuit and maintenance of the class action as sought herein.
4

5 17. Absent a class action, the Class members will continue to suffer losses borne
6 from Defendant's breaches of their statutorily protected rights as well as monetary
7 damages, thus allowing and enabling: (a) Defendant's conduct to proceed and; (b)
8 Defendant to further enjoy the benefit of its ill-gotten gains.
9

10 18. Defendant has acted, and will act, on grounds generally applicable to the
11 entire Class, thereby making appropriate final injunctive relief or corresponding
12 declaratory relief with respect to the Class as a whole.
13
14

15 **FACTUAL STATEMENT**

16 19. At all times relevant to this litigation, Defendant has engaged in a course of
17 collection activity in furtherance of the collection of a debt stemming from the
18 purchase of a violin. Plaintiff purchased the violin for his minor daughter, and in
19 furtherance of her own personal, musical edification.
20
21

22 20. As the transaction which gave rise to the underlying debt was for Plaintiff's
23 daughters personal use and enjoyment, the debt created falls under the definition of
24 a "debt" as that term is defined by 15 U.S.C. § 1692(5).
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1 21. Defendant's collection attempts have been inclusive of, but likely not limited
2 to, telephonic communications attempts and written correspondence. Defendant
3 sent Plaintiff two (2) letters.
4

5 22. The first collection letter was dated February 22, 2017 ("FCL"). The FCL is
6 attached hereto marked "**Exhibit A**," and is incorporated in full herein by
7 reference. The FCL was received and read by Plaintiff on the same day it was
8 dated.
9

10 23. The second collection letter was dated March 16, 2017 ("SCL"). The SCL is
11 attached hereto marked "**Exhibit B**," and is incorporated in full herein by
12 reference. The SCL was received and read by Plaintiff on the same day it was
13 dated.
14

15 24. Immediately after receipt of the FCL, Plaintiff emailed Defendant and
16 advised he no longer wished to be contacted any longer. This email was sent on
17 February 22, 2017, the same day Defendant transmitted the FCL. The SCL was
18 sent approximate three and one half weeks after Plaintiff's written request for
19 cessation of contact was transmitted.
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COUNT I
VIOLATIONS OF THE AIR DEBT COLLECTIONS PRACTICES ACT
15 U.S.C. §1692e(2)(a) & 15 U.S.C. §1692e(10)

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25. Plaintiff repeats and realleges the allegation contained in paragraphs (1) through (24) above and incorporates them with the same force and effect as if set forth specifically herein.

26. The FCL was dated February 22, 2017, sent to Plaintiff on the same day and received and read by Plaintiff on the same day.

27. In the reference line on the FCL, Defendant uses the phrases “Case Number,” and “Amount of Complaint.”

28. The utilization of the phrases outlined in the preceding paragraph is clearly intended to infer that there has been complaint filed against Plaintiff in a court of law.

29. The FCL references O.C.G.A. § 16-8-5, theft of services, with the implication that Plaintiff has violated same.

30. The utilization of the phrase outlined in the preceding paragraph is clearly intended to infer that a legal determination as to the Plaintiff’s guilt with respect to the cited law has been made.

31. The first sentence of the FCL read as follows, “We wish to bring to your attention that the above-mentioned client **has initiated a complaint** of Theft of Services against you.” (Emphasis Added)

1 32. The utilization of the phrase outlined in the preceding paragraph clearly
2 states that a complaint has been filed against him for, presumably, theft of services
3 as that is the law to which Defendant alleges Plaintiff has violated in the FCL.
4 Upon information and belief, no action has been commenced as of the filing of this
5 complaint, much less on or before the date of the FCL.
6

7 33. The second to last paragraph of the FCL advises as follows, “Please note
8 that you have seven (7) days from the above noted date **to contact this firm** or we
9 will advise our client to turn this matter over to the County Prosecutor.”
10
11 (Emphasis Added).
12

13 34. The utilization of the phrase outlined in the preceding paragraph is clearly
14 intended to infer that Baylor & Cohen is a law firm, especially when the phrase is
15 read in context with all of the other references to legal terms and phrases in the
16 whole of the FCL.
17
18

19 35. Defendant styles their name in the FCL as “Baylor & Cohen.”
20

21 36. The utilization of the name “Baylor & Cohen,” is done with the intent to
22 deceive the consumer into thinking they are a law firm.
23

24 37. The FCL closes with the following, “Govern yourself accordingly,” and is
25 executed by “Senior Partner, Steven Cohen.”
26

27 38. The use of the phrase “Govern yourself accordingly” is common legal
28 parlance; upon information and belief, Defendant is well aware of this and utilizes

1 the phrase to further their deception upon Plaintiff that they are in fact, a law firm
2 when they are not.

3 39. The use of the title “Senior Partner,” as outlined in paragraph thirty-seven, is
4 a commonly used title at law firms, and upon information and belief, Defendant
5 utilizes this in an effort to deceive Plaintiff into believing they are a law firm.
6

7 40. When viewed in totality, Defendant’s FCLis fraught with implications that
8 they are a law firm, when they are not, and misrepresent the fact that a complaint
9 has been initiated against the Plaintiff, when one has not. Plaintiff’s use of the
10 various terms and phrases, in conjunction with the material misrepresentation that
11 criminal proceedings have been initiated against him, is nothing less than false,
12 deceptive and misleading in violation of 15 U.S.C. §1692e(10), and have
13 mischaracterized the status, and legal nature of the debt, in violation of 15 U.S.C.
14 §1692e(2)(A).
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19 41. Plaintiff has been damaged and is entitled to relief.

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21 **COUNT II**
22 **VIOLATIONS OF THE FAIR DEBT COLLECTIONS PRACTICES ACT**
23 **15 U.S.C. §1692e(2)(a) & 15 U.S.C. §1692e(10)**

24 42. Plaintiff repeats and realleges the allegation contained in paragraphs (1)
25 through (41) above and incorporates them with the same force and effect as if set
26 forth specifically herein.
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1 43. The SCL was dated March 16, 2017, sent to Plaintiff on the same day and
2 received and read by Plaintiff on the same day.

3 44. In the reference line on the SCL, Defendant uses the phrases “Case
4 Number,” and “Amount of Complaint.”

5
6 45. The utilization of the phrases outlined in the preceding paragraph is clearly
7 intended to infer that there has been complaint filed against Plaintiff in a court of
8 law.
9

10 46. The SCL includes a bold notice at the top of the body of the letter and reads,
11 “**FINAL NOTICE OF COMPLAINT.**”
12

13 47. The utilization of the phrase outlined in the preceding paragraph is clearly
14 intended to infer that there has been complaint filed against Plaintiff in a court of
15 law.
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17 48. The third paragraph in the SLC reads as follows, “Be advised that once this
18 complaint has been turned over to the prosecutor, you will be responsible for all
19 additional fees, including but not limited to **additional rental fees**, court costs,
20 **attorney’s fees** and all fines imposed by the courts.” (Emphasis added)
21

22 49. The statements made in the preceding paragraph which outline that the
23 Plaintiff will be responsible for “additional rental fees” and “attorney’s fees” are
24 false and misleading. The Plaintiff, if he is liable on the contract in the first place,
25 would not be charged additional rental fees, but rather the fees in accordance with
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1 the contract. Additionally, the criminal court system does not impose attorney's
2 fees. Prosecutors are public servants, who draw a salary for their service; fees for
3 their time in criminal prosecutions are neither sought after, nor recoverable.
4

5 50. The SCL closes much in the same way the FCL does, with the following,
6 "Please govern yourself accordingly," and is executed by "Charles Minor, Senior
7 Partner."
8

9 51. The use of the phrase "Govern yourself accordingly" is common legal
10 parlance; upon information and belief, Defendant is well aware of this and utilizes
11 the phrase to further their deception upon Plaintiff that they are, in fact, a law firm
12 when they are not.
13

14 52. The use of the title "Senior Partner," as outlined in paragraph thirty-seven, is
15 a commonly used title at law firms, and upon information and belief, Defendant
16 utilizes this in an effort to deceive Plaintiff into believing they are a law firm.
17
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19 53. When viewed in totality, Defendant's FCL is fraught with implications that
20 they are a law firm, when they are not, and misrepresent the fact that "additional
21 rental fees" and "Attorney's fees" are recoverable against the Plaintiff, when this is
22 not the case. Plaintiff's use of the various terms and phrases, in conjunction with
23 the material misrepresentation regarding fees, is nothing less than false, deceptive
24 and misleading in violation of 15 U.S.C. §1692e(10), and have mischaracterized
25 the status, and legal nature of the debt, in violation of 15 U.S.C. §1692e(2)(A).
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1 54. Defendant's actions have caused damage to Plaintiff to which she is entitled
2 relief.

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4 **JURY TRIAL DEMAND**

5 Plaintiff demands a trial by jury on all issues so triable.

6
7 **RELIEF**

8 WHEREFORE, Plaintiff, Malik Asante, requests that this Court enter
9 judgment against the Defendant, and on behalf of Plaintiff for the following:

10 A. That an order be entered certifying the class as described above, pursuant to
11 Fed. R. Civ. Pro. 23(b)(3).

12 B. That an order be entered declaring the Defendant actions, as described
13 above, in violation of the FDCPA;

14 C. That judgment be entered against the Defendant, and for all class members,
15 for actual damages, pursuant to 15 U.S.C. § 1692k(a)(1);

16 D. That judgment be entered against the Defendant and for all class members,
17 for statutory damages, pursuant to 15 U.S.C. § 1692k(a)(2)(A) and (B);

18 E. That the Court award costs and reasonable attorneys' fees, pursuant to 15
19 U.S.C. § 1692k(a)(3);

20 F. That the Court enjoin Defendants from further misrepresenting the effects of
21 a consumer's failure to dispute the debt within the applicable (30) day period
22 under 15 U.S.C. §1692g, *et seq.*
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1 G. That the Court grant such other and further relief as may be just and proper.
2

3 Dated: August 21, 2017
4

5
6 Respectfully Submitted,

7 s/ Jonathan B. Mason /
8 Jonathan B. Mason, Esq.
9 Mason Law Group, P.C.
10 1100 Peachtree Street, NE, Suite 200
11 Atlanta, GA 30309
12 Telephone: 404-920-8040
13 Email: jmason@atlshowbizlaw.com

14 Of Counsel to the firm:
15 Law Offices of Michael Lupolover
16 120 Sylvan Avenue, Suite 303
17 Englewood Cliffs, NJ 07632
18 Telephone: 201-461-0059
19 Facsimile: 201-608-7116
20 Email: DPF@lupoloverlaw.com
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Baylor & Connor
560 Main Street, Suite 1E
Allenhurst, NJ 07711
Phone: 732-686-1867 / Fax: 866-684-7577

2/22/2017

Malik Asante
3457 Willgrove Ct
Duluth, GA 30096

Case Number:

Client: Ronald Sachs Violins

Amount of Complaint: \$1,050.00

Malik Asante,

We wish to bring to your attention that the above-mentioned client has initiated a complaint of Theft of Services against you.

Your possession of the client's rental property without payment constitutes violation of Georgia Theft laws under Sec. 16-8-5. Specifically:

“A person commits the offense of theft of services when by deception and with the intent to avoid payment he knowingly obtains services, accommodations, entertainment, or the use of personal property which is available only for compensation.”

Please note that you have seven **(7) days** from the above noted date to contact this firm or we will advise our client to turn this matter over to the County Prosecutor.

You can contact Steven Cohen with Baylor & Connor, by calling (732) 686-1867.

Govern yourself accordingly.

Steven Cohen
Senior Partner
Baylor & Connor

Baylor & Connor
560 Main Street, Suite 1E
Allenhurst, NJ 07711
Phone: 732-686-1867 / Fax: 866-684-7577

3/16/2017

Malik Asante
3457 Willgrove Ct
Duluth, GA 30096

Case Number:

Client: Ronald Sachs Violins

Amount of Complaint: \$1,050.00

FINAL NOTICE OF COMPLAINT

Malik Asante,

Since you have chosen to ignore my demands concerning your possession of my client's property, I have no other alternative but to recommend that my client turn this matter over to your county's prosecutor's office.

I will withhold this recommendation for 7 (seven) days from the date of this letter to allow you time to respond. However, if I do not hear from you by that time, I will move forward with my recommendation.

Be advised that once this complaint has been turned over to the prosecutor, you will be responsible for all additional fees, including but not limited to additional rental fees, court costs, attorney's fees and all fines imposed by the courts.

You have the opportunity to resolve this matter now. Do not ignore it.

You can contact Charles Minor, Senior Partner with Baylor & Connor, by calling (732) 686-1867, extension 10 to resolve this matter.

Govern yourself accordingly.

Charles Minor
Senior Partner
Baylor & Connor

CIVIL COVER SHEET

The JS44 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 is required for the use of the Clerk of Court for the purpose of initiating the civil docket record. (SEE INSTRUCTIONS ATTACHED)

I. (a) PLAINTIFF(S)

MALIK ASANTE, ON BEHALF OF HIMSELF, AND ALL OTHERS SIMILARLY SITUATED

DEFENDANT(S)

BAYLOR & CONNOR, INC.

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF GWINNETT (EXCEPT IN U.S. PLAINTIFF CASES)

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, ADDRESS, TELEPHONE NUMBER, AND E-MAIL ADDRESS)

Jonathan B. Mason
Mason Law Group, P.C.
1100 Peachtree Street, NE, Suite 200
Atlanta, GA 30309
Telephone: 404-920-8040

ATTORNEYS (IF KNOWN)

II. BASIS OF JURISDICTION (PLACE AN "X" IN ONE BOX ONLY)

- 1 U.S. GOVERNMENT PLAINTIFF
2 U.S. GOVERNMENT DEFENDANT
3 FEDERAL QUESTION (U.S. GOVERNMENT NOT A PARTY)
4 DIVERSITY (INDICATE CITIZENSHIP OF PARTIES IN ITEM III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN "X" IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) (FOR DIVERSITY CASES ONLY)

- PLF DEF
1 1 CITIZEN OF THIS STATE
2 2 CITIZEN OF ANOTHER STATE
3 3 CITIZEN OR SUBJECT OF A FOREIGN COUNTRY
PLF DEF
4 4 INCORPORATED OR PRINCIPAL PLACE OF BUSINESS IN THIS STATE
5 5 INCORPORATED AND PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE
6 6 FOREIGN NATION

IV. ORIGIN (PLACE AN "X" IN ONE BOX ONLY)

- 1 ORIGINAL PROCEEDING
2 REMOVED FROM STATE COURT
3 REMANDED FROM APPELLATE COURT
4 REINSTATED OR REOPENED
5 TRANSFERRED FROM ANOTHER DISTRICT (Specify District)
6 MULTIDISTRICT LITIGATION - TRANSFER
7 APPEAL TO DISTRICT JUDGE FROM MAGISTRATE JUDGE JUDGMENT
8 MULTIDISTRICT LITIGATION - DIRECT FILE

V. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE - DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

15 U.S.C. § 1692, et seq.; unlawful debt collection practices

(IF COMPLEX, CHECK REASON BELOW)

- 1. Unusually large number of parties.
2. Unusually large number of claims or defenses.
3. Factual issues are exceptionally complex.
4. Greater than normal volume of evidence.
5. Extended discovery period is needed.
6. Problems locating or preserving evidence.
7. Pending parallel investigations or actions by government.
8. Multiple use of experts.
9. Need for discovery outside United States boundaries.
10. Existence of highly technical issues and proof.

CONTINUED ON REVERSE

FOR OFFICE USE ONLY

RECEIPT # AMOUNT \$ APPLYING IFP MAG. JUDGE (IFP)
JUDGE MAG. JUDGE (Referral) NATURE OF SUIT CAUSE OF ACTION

VI. NATURE OF SUIT (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT - "0" MONTHS DISCOVERY TRACK

- 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT
- 152 RECOVERY OF DEFAULTED STUDENT LOANS (Excl. Veterans)
- 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS

CONTRACT - "4" MONTHS DISCOVERY TRACK

- 110 INSURANCE
- 120 MARINE
- 130 MILLER ACT
- 140 NEGOTIABLE INSTRUMENT
- 151 MEDICARE ACT
- 160 STOCKHOLDERS' SUITS
- 190 OTHER CONTRACT
- 195 CONTRACT PRODUCT LIABILITY
- 196 FRANCHISE

REAL PROPERTY - "4" MONTHS DISCOVERY TRACK

- 210 LAND CONDEMNATION
- 220 FORECLOSURE
- 230 RENT LEASE & EJECTMENT
- 240 TORTS TO LAND
- 245 TORT PRODUCT LIABILITY
- 290 ALL OTHER REAL PROPERTY

TORTS - PERSONAL INJURY - "4" MONTHS DISCOVERY TRACK

- 310 AIRPLANE
- 315 AIRPLANE PRODUCT LIABILITY
- 320 ASSAULT, LIBEL & SLANDER
- 330 FEDERAL EMPLOYERS' LIABILITY
- 340 MARINE
- 345 MARINE PRODUCT LIABILITY
- 350 MOTOR VEHICLE
- 355 MOTOR VEHICLE PRODUCT LIABILITY
- 360 OTHER PERSONAL INJURY
- 362 PERSONAL INJURY - MEDICAL MALPRACTICE
- 365 PERSONAL INJURY - PRODUCT LIABILITY
- 367 PERSONAL INJURY - HEALTH CARE/ PHARMACEUTICAL PRODUCT LIABILITY
- 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY

TORTS - PERSONAL PROPERTY - "4" MONTHS DISCOVERY TRACK

- 370 OTHER FRAUD
- 371 TRUTH IN LENDING
- 380 OTHER PERSONAL PROPERTY DAMAGE
- 385 PROPERTY DAMAGE PRODUCT LIABILITY

BANKRUPTCY - "0" MONTHS DISCOVERY TRACK

- 422 APPEAL 28 USC 158
- 423 WITHDRAWAL 28 USC 157

CIVIL RIGHTS - "4" MONTHS DISCOVERY TRACK

- 440 OTHER CIVIL RIGHTS
- 441 VOTING
- 442 EMPLOYMENT
- 443 HOUSING/ ACCOMMODATIONS
- 445 AMERICANS with DISABILITIES - Employment
- 446 AMERICANS with DISABILITIES - Other
- 448 EDUCATION

IMMIGRATION - "0" MONTHS DISCOVERY TRACK

- 462 NATURALIZATION APPLICATION
- 465 OTHER IMMIGRATION ACTIONS

PRISONER PETITIONS - "0" MONTHS DISCOVERY TRACK

- 463 HABEAS CORPUS- Alien Detainee
- 510 MOTIONS TO VACATE SENTENCE
- 530 HABEAS CORPUS
- 535 HABEAS CORPUS DEATH PENALTY
- 540 MANDAMUS & OTHER
- 550 CIVIL RIGHTS - Filed Pro se
- 555 PRISON CONDITION(S) - Filed Pro se
- 560 CIVIL DETAINEE: CONDITIONS OF CONFINEMENT

PRISONER PETITIONS - "4" MONTHS DISCOVERY TRACK

- 550 CIVIL RIGHTS - Filed by Counsel
- 555 PRISON CONDITION(S) - Filed by Counsel

FORFEITURE/PENALTY - "4" MONTHS DISCOVERY TRACK

- 625 DRUG RELATED SEIZURE OF PROPERTY 21 USC 881
- 690 OTHER

LABOR - "4" MONTHS DISCOVERY TRACK

- 710 FAIR LABOR STANDARDS ACT
- 720 LABOR/MGMT. RELATIONS
- 740 RAILWAY LABOR ACT
- 751 FAMILY and MEDICAL LEAVE ACT
- 790 OTHER LABOR LITIGATION
- 791 EMPL. RET. INC. SECURITY ACT

PROPERTY RIGHTS - "4" MONTHS DISCOVERY TRACK

- 820 COPYRIGHTS
- 840 TRADEMARK

PROPERTY RIGHTS - "8" MONTHS DISCOVERY TRACK

- 830 PATENT
- 835 PATENT-ABBREVIATED NEW DRUG APPLICATIONS (ANDA) - a/k/a Hatch-Waxman cases

SOCIAL SECURITY - "0" MONTHS DISCOVERY TRACK

- 861 HIA (1395f)
- 862 BLACK LUNG (923)
- 863 DIWC (405(g))
- 863 DIWW (405(g))
- 864 SSID TITLE XVI
- 865 RSI (405(g))

FEDERAL TAX SUITS - "4" MONTHS DISCOVERY TRACK

- 870 TAXES (U.S. Plaintiff or Defendant)
- 871 IRS - THIRD PARTY 26 USC 7609

OTHER STATUTES - "4" MONTHS DISCOVERY TRACK

- 375 FALSE CLAIMS ACT
- 376 Qui Tam 31 USC 3729(a)
- 400 STATE REAPPORTIONMENT
- 430 BANKS AND BANKING
- 450 COMMERCE/ICC RATES/ETC.
- 460 DEPORTATION
- 470 RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS
- 480 CONSUMER CREDIT
- 490 CABLE/SATELLITE TV
- 890 OTHER STATUTORY ACTIONS
- 891 AGRICULTURAL ACTS
- 893 ENVIRONMENTAL MATTERS
- 895 FREEDOM OF INFORMATION ACT
- 899 ADMINISTRATIVE PROCEDURES ACT / REVIEW OR APPEAL OF AGENCY DECISION
- 950 CONSTITUTIONALITY OF STATE STATUTES

OTHER STATUTES - "8" MONTHS DISCOVERY TRACK

- 410 ANTI-TRUST
- 850 SECURITIES / COMMODITIES / EXCHANGE

OTHER STATUTES - "0" MONTHS DISCOVERY TRACK

- 896 ARBITRATION (Confirm / Vacate / Order / Modify)

*** PLEASE NOTE DISCOVERY TRACK FOR EACH CASE TYPE. SEE LOCAL RULE 26.3**

VII. REQUESTED IN COMPLAINT:

CHECK IF CLASS ACTION UNDER F.R.Civ.P. 23 DEMAND \$ TBD

JURY DEMAND YES NO (CHECK YES ONLY IF DEMANDED IN COMPLAINT)

VIII. RELATED/REFILED CASE(S) IF ANY

JUDGE _____ DOCKET NO. _____

CIVIL CASES ARE DEEMED RELATED IF THE PENDING CASE INVOLVES: (CHECK APPROPRIATE BOX)

- 1. PROPERTY INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 2. SAME ISSUE OF FACT OR ARISES OUT OF THE SAME EVENT OR TRANSACTION INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 3. VALIDITY OR INFRINGEMENT OF THE SAME PATENT, COPYRIGHT OR TRADEMARK INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 4. APPEALS ARISING OUT OF THE SAME BANKRUPTCY CASE AND ANY CASE RELATED THERETO WHICH HAVE BEEN DECIDED BY THE SAME BANKRUPTCY JUDGE.
- 5. REPETITIVE CASES FILED BY PRO SE LITIGANTS.
- 6. COMPANION OR RELATED CASE TO CASE(S) BEING SIMULTANEOUSLY FILED (INCLUDE ABBREVIATED STYLE OF OTHER CASE(S)):

7. EITHER SAME OR ALL OF THE PARTIES AND ISSUES IN THIS CASE WERE PREVIOUSLY INVOLVED IN CASE NO. _____, WHICH WAS DISMISSED. This case IS IS NOT (check one box) SUBSTANTIALLY THE SAME CASE.

/s/ Jonathan Mason

August 21, 2017

SIGNATURE OF ATTORNEY OF RECORD

DATE

ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Baylor & Connor Faced with Multiple-Count FDCPA Lawsuit](#)
