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7 Attorney for Plaintiff KILEIGH CARRINGTON, individually and on behalf
 8 of other members of the general public similarly situated

9 **IN THE UNITED STATES DISTRICT COURT**
 10 **FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

11 KILEIGH CARRINGTON,
 12 individually and on behalf of other
 13 members of the general public
 14 similarly situated,

15 Plaintiff,

16 v.

17 STARBUCKS CORPORATION, a
 18 Washington Corporation, and DOES
 19 1-10, inclusive,

20 Defendants.

21 **CASE NO. '16CV3074 DMS KSC**

22 **CLASS ACTION**

23 **COMPLAINT FOR:**

- 24 1. **V I O L A T I O N O F**
CALIFORNIA LABOR CODE
§§ 226.7 and 512; and
- 25 2. **V I O L A T I O N O F**
CALIFORNIA BUSINESS &
PROFESSIONS CODE
SECTION 17200 *et seq.*

26 *Demand for Jury Trial*

1 COMES NOW Plaintiff KILEIGH CARRINGTON (“CARRINGTON” or
2 “Plaintiff”), individually and on behalf of all others similarly situated, and alleges for
3 her Complaint as follows:

4 **PARTIES, JURISDICTION AND VENUE**

- 5 1. At all relevant times herein, CARRINGTON was an individual domiciled in the
6 County of San Diego, State of California. CARRINGTON is now domiciled in
7 Clark County, State of Nevada.
- 8 2. Plaintiff is informed and believes and thereon allege that at all relevant times
9 mentioned herein, Defendant STARBUCKS CORPORATION (“STARBUCKS”
10 or “Defendant”), a Washington Corporation, was and is doing business
11 throughout the state, including the County of San Diego, State of California.
- 12 3. Venue is proper because certain acts constituting the below violations were
13 committed in San Diego County, which is within the Southern District of
14 California. 28 U.S.C. § 1391.
- 15 4. Plaintiff is presently unaware of the true names, capacities and liability of
16 Defendants named herein as DOES 1 through 10, inclusive. Accordingly,
17 Plaintiff will seek leave of court to amend this Complaint to allege their true
18 names and capacities after the same have been ascertained.
- 19 5. Plaintiff is informed and believes and thereon alleges that each of the fictitiously
20 named Defendants is responsible in some manner for the wrongs and damages
21 as herein alleged, and in so acting was functioning as the agent, servant, partner,
22 and employee of the co-defendants, and in doing the actions mentioned below,
23 was acting within the course and scope of his or her authority as such agent,
24 servant, partner, and employee with the permission and consent of the co-
25 defendants. Plaintiff’s injuries as herein alleged were proximately caused by said
26 Defendants. Wherever it is alleged herein that any act or omission was done or
27 committed by any specially named Defendant or Defendants, Plaintiff intends
28 thereby to allege and do allege that the same act or omission was also done and

1 committed by each and every Defendant named as a DOE, both separately and
2 in concert or conspiracy with the named Defendant or Defendants.

3 6. Plaintiff is informed and believes and thereon alleges that Defendants, and each
4 of them, including DOES 1 through 10, are and at all times herein mentioned
5 were either individuals, sole proprietorships, partnerships, registered
6 professionals, corporations, alter egos or other legal entities which were licensed
7 to do and/or were doing business in the County of San Diego, state of California
8 at all times relevant to the subject matter of this action.

9 7. Jurisdiction over Plaintiff's state law claims is based upon the Class Action
10 Fairness Act, 28 U.S.C. section 1332(d)(2)(A), because the amount in
11 controversy exceeds five-million dollars (\$5,000,000.00), exclusive of interest
12 and costs, and because the majority of the members of the proposed Classes are
13 citizens of the state of California, whereas Defendant is a citizen of the state of
14 Washington.

15 **CLASS ACTION ALLEGATIONS**

16 8. Plaintiff brings Count I (violation of California Labor Code section 226.7) as a
17 class action pursuant to Federal Rule of Civil Procedure 23, on behalf of herself
18 and the following persons:

19 All current and former nonexempt employees of
20 STARBUCKS CORPORATION who have worked in
21 the state of California at any time within the last three
22 years and who were not provided an additional hour of
23 pay at their regular rate of pay on at least one shift in
24 which they worked an initial shift segment in excess of
25 five hours before, or without, being provided a meal
26 period.

27 9. Plaintiff brings Count II (violation of California Business & Professions Code
28 section 17200 *et seq.*) as a class action pursuant to Federal Rule of Civil
Procedure 23, on behalf of herself and as the class representative of the following
persons:

All current and former nonexempt employees of
STARBUCKS CORPORATION who have worked in
the state of California at any time within the last four

1 years and who were not provided an additional hour of
2 pay at their regular rate of pay on at least one shift in
3 which they worked an initial shift segment in excess of
four hours before, or without, being provided a meal
period.

- 4 10. The state law claims, if certified for class-wide treatment, are pursued on behalf
5 of all similarly situated persons who do not opt-out of the class.
- 6 11. Plaintiff, individually and on behalf of other similarly situated employees, seeks
7 relief on a class-wide basis challenging, among other California Labor Code
8 violations, STARBUCKS policies and practices of failing to provide lawful meal
9 periods and pay employees an additional hour of pay at their regular rate of pay
10 on shifts in which they worked an initial shift segment in excess of five hours
11 before, or without, being provided a meal period. The number and identity of
12 other plaintiffs may be determined from STARBUCKS records, and potential
13 class members may easily and quickly be notified of the pendency of this action.
- 14 12. Plaintiff, individually and on behalf of other similarly situated Count II
15 employees, seeks relief on a class-wide basis challenging, among other Business
16 & Professions Code section 17200 *et seq.* violations, STARBUCKS policies and
17 practices of failing to pay employees an additional hour of pay at their regular
18 rate of pay on shifts in which they work an initial shift segment in excess of five
19 hours before, or without, being provided a meal period in violation of
20 California's unlawful competition laws. The facts for these allegations are set
21 forth below in Count II, and the underlying facts for these unlawful violations are
22 set forth below in Count I. The number and identity of other plaintiffs may be
23 determined from STARBUCKS records, and potential class members may easily
24 and quickly be notified of the pendency of this action.
- 25 13. The approximately **150,000** member Count I class is ascertainable via their
26 experience as current or former employees of STARBUCKS who experienced
27 its uniform meal period policies and practices.
- 28 14. The approximately **175,000** member Count II class is ascertainable via their

1 experience as current or former employees of STARBUCKS who experienced
2 its uniform meal period policies and practices.

3 15. Plaintiff's claims satisfy the numerosity, commonality, typicality, adequacy and
4 superiority requirements of a class action pursuant to Federal Rule of Civil
5 Procedure 23.

6 16. The Classes satisfy the numerosity standards. The Classes are believed to
7 number in excess of 150,000 persons. As a result, joinder of all Class Members
8 in a single action is impracticable. Class Members may be informed of the
9 pendency of this class action through direct mail.

10 17. There are questions of law and fact common to the Classes that predominate over
11 any questions affecting only individual members. The questions of law and fact
12 common to the Classes arising from STARBUCKS actions include, without
13 limitation, the following:

14 A. Whether STARBUCKS uniform meal period policies and practices
15 resulted in a failure to properly provide Class Members with statutorily-
16 compliant meal periods in violation of, *inter alia*, the applicable California
17 Industrial Welfare Commission Wage Order(s) and California Labor Code
18 sections 226.7 and 512;

19 B. Whether STARBUCKS failed to properly pay Class Members an
20 additional hour of pay at their regular rate of pay (a "meal period penalty")
21 on shifts in which Class Members worked an initial shift segment in
22 excess of five hours before, or without, being provided a meal period in
23 violation of, *inter alia*, Labor Code section 226.7; and

24 C. Whether STARBUCKS uniform policies and practices constituted a
25 violation of California Business & Professions Code section 17200 *et seq.*

26 18. The questions set forth above predominate over any questions affecting only
27 individual persons, and a class action is superior with respect to considerations
28 of consistency, economy, efficiency, fairness and equity to other available

1 methods for the fair and efficient adjudication of the state law claims.

2 19. Plaintiff's claims are typical of those of the Classes, in that Class Members have
3 been employed in the same or similar positions as Plaintiff and Class Members
4 were subject to the same or similar unlawful policies and practices as Plaintiff.

5 20. A class action is the appropriate method for the fair and efficient adjudication of
6 this controversy. STARBUCKS has acted or refused to act on grounds generally
7 applicable to the Classes. The presentation of separate actions by individual
8 Class Members would create a risk of inconsistent and varying adjudications,
9 establish incompatible standards of conduct of STARBUCKS, and/or
10 substantially impair or impede the ability of Class Members to protect their
11 interests.

12 21. Plaintiff is an adequate representative of the Class because she is a member of the
13 Class and her interests do not conflict with the interests of Class Members whom
14 she seeks to represent. The interests of the Class Members will be fairly and
15 adequately protected by Plaintiff and the undersigned counsel, who have
16 extensive experience prosecuting complex wage and hour, employment and class
17 action litigation.

18 22. Maintenance of this action as a class action is a fair and efficient method for
19 adjudication of this controversy. It would be impracticable and undesirable for
20 each class member who suffered harm to bring a separate action. In addition, the
21 maintenance of separate actions would place a substantial and unnecessary
22 burden on the courts and could result in inconsistent adjudications, while a single
23 class action can determine, with judicial economy, the rights of all class
24 members.

25 23. Plaintiff asserts this litigation as a concerted action which seeks to improve the
26 wages and/or working conditions for all of Defendant's employees who
27 experience its illegal policies and/or practices.

28 ///

FACTUAL BACKGROUND

- 1
- 2 24. In or about August 2013, Plaintiff CARRINGTON commenced working for
- 3 Defendant. Plaintiff’s employment with Defendant continued until January 23,
- 4 2014. Plaintiff worked for Defendant—and experienced the violations alleged
- 5 throughout this Complaint—in the County of San Diego. On multiple occasions,
- 6 Plaintiff worked an initial, uninterrupted shift segment in excess of five hours
- 7 before, or without, being provided a meal period and without subsequently being
- 8 provided an additional hour of pay at her regular rate of pay (a “meal period
- 9 penalty”). Throughout her employment with Defendant, Plaintiff performed her
- 10 job in a capable and competent manner and was commended for doing so.
- 11 25. Throughout the term of her employ, Plaintiff and all other class members were
- 12 and are currently denied the benefits and protections of the California labor Code,
- 13 due to the institutionalized policies and practices of Defendant, standard as to all
- 14 Defendant’s non-exempt employees in the state of California.

15

16 **COUNT I**

17 **VIOLATION OF CALIFORNIA LABOR CODE**
(Brought against STARBUCKS and DOES 1-10 by Plaintiff,
individually and on behalf of all others similarly situated)

- 18 26. Plaintiff re-asserts and re-alleges the allegations set forth in paragraphs 1 through
- 19 25.
- 20 27. Plaintiff alleges that STARBUCKS violated, and continues to violate, the
- 21 California Labor Code in various respects. The specific allegations of California
- 22 Labor Code violations are as follows:
- 23 A. STARBUCKS uniform policies and practices unlawfully failed to provide
- 24 Class Members with statutorily-compliant meal periods in violation of,
- 25 *inter alia*, the applicable California Industrial Welfare Commission Wage
- 26 Order(s) and California Labor Code sections 226.7 and 512; and
- 27 B. STARBUCKS failed to properly pay Class Members an additional hour
- 28 of pay at their regular rate of pay on shifts in which Class Members

1 worked an initial shift segment in excess of five hours before, or without,
2 being provided a meal period in violation of, *inter alia*, Labor Code
3 section 226.7.

4 28. Because of STARBUCKS failures as alleged herein, Plaintiff and all other class
5 members did not receive compensation for all hours worked for STARBUCKS,
6 and have been damaged.

7 29. Moreover, under applicable state law, “No employer shall employ any person
8 for a work period of more than 5 (five) hours without a meal period of not less
9 than 30 minutes. . . .” 8 Cal. Code Regs. § 11050 (11)(A)(emphasis added); see
10 also Lab. Code § 512(a). Unless the employee is relieved of all duty during a
11 thirty (30) minute meal period, the meal period shall be considered an “on duty”
12 meal period and counted as time worked. 8 Cal. Code Regs. § 11050(11)(C). An
13 employer who fails to provide meal periods as required by an applicable Wage
14 Order must pay the employee one additional hour of pay at the employee’s
15 regular rate of pay for each workday that the meal or rest period was not
16 provided. Lab. Code § 226.7(b); 8 Cal. Code Regs. § 11050 (11)(D). An
17 employer is obligated to record employee meal periods. 8 Cal. Code Regs. §
18 11070(7)(A)(3). If an employer’s records show no meal period for a given shift
19 over five hours, “a rebuttable presumption arises that the employee was not
20 relieved of duty and no meal period was provided. *Safeway, Inc. v. Sup. Ct.*
21 (2015) 238 Cal.App. 4th 1138, 1160.

22 30. Within the operative time period, STARBUCKS failed provide Plaintiff and all
23 Class Members statutorily compliant meal periods or meal period payments,
24 causing these individuals to suffer injuries and damages as a result. These
25 violations were the result of STARBUCKS uniform policies and practices. For
26 example, STARBUCKS possessed a policy and practice of not paying employees
27 an additional hour of pay at their regular rate of pay on shifts in which they
28 worked “slightly more” than five hours without first, if at all, being provided a

1 meal period.

2 31. Defendant willfully failed and refused to pay Plaintiff and all other Class
3 Members one additional hour of pay at their regular rate of pay for each workday
4 that a meal period was not provided, as required by Labor Code section 226.7
5 and IWC Wage Order 5 (11)(D) and (12)(B).

6 32. Plaintiff is informed and believes and thereon allege that the examples set forth
7 above are typical of all nonexempt employees. As a direct result of Defendant's
8 willful failure and refusal to comply with the California Labor Code, Plaintiff and
9 other Class Members have suffered injury, loss, and harm all to their damages in
10 a sum according to proof. On behalf of the Class, Plaintiff hereby seeks
11 compensatory damages, back pay (or penalty), pre-judgment interest, and other
12 remedies set forth below.

13
14 **COUNT II**
VIOLATION OF CALIFORNIA BUSINESS & PROFESSIONS CODE
SECTION 17200
15 **(Brought against STARBUCKS and DOES 1-10 by Plaintiff,**
16 **individually and on behalf of all others similarly situated)**

17 33. Plaintiff re-asserts and re-alleges the allegations set forth in paragraphs 1 through
18 32.

19 34. STARBUCKS actions, including, but not limited to, the failure to provide lawful
20 meal periods or meal period penalties, constitute fraudulent and/or unlawful
21 and/or unfair business practices in violation of California's Unfair Competition
22 Law, codified under California Business & Professions Code section 17200 *et*
23 *seq.* ("UCL").

24 35. Plaintiff is a former employee and direct victim of Defendant's illegal and/or
25 unfair business acts and practices referenced in this complaint, has lost money as
26 a result of such practices, and is suing both in her individual capacity and on
27 behalf of Defendant's current and former California-based nonexempt employees
28 who share a common or general interest in restitution as a result of the illegal

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and/or unfair practices.

36. The member class is ascertainable via their experience as Defendant’s current or former California-based nonexempt (as designated by Defendant) employees. Class members share a community of interest and an injury-in-fact as Defendant has violated California compensation laws, thereby depriving the class members of money earned by them. Based on the facts set forth above, it would be impracticable to proceed in individual actions.

37. Plaintiff has suffered an injury-in-fact pursuant to Business & Professions Code section 17204, and has lost money as a result of Defendant’s illegal and/or unfair practices.

38. Plaintiff brings this action on behalf of an ascertainable class who share a community of interest pursuant to Business & Professions Code section 17203 and Code of Civil Procedure section 382, who share a common or general interest in restitution as a result of the illegal and/or unfair practices, in that those individuals on whose behalf the action is brought have also lost money as a result of Defendant’s practices, as set forth above, and that it would be impracticable to proceed as an individual plaintiff action.

39. As set forth above, during the course of Plaintiff’s employment, Defendant committed acts of illegal and unfair competition, as defined by Bus. & Prof. Code § 17200, by failing to comply with fundamentally protective California labor laws including, *but not limited to*, Labor Code sections 226.7 and 512, as well as California Industrial Welfare Commission Wage Order No. 5-2001.

40. Business & Professions Code section 17200 *et seq.* prohibits any unlawful, unfair or fraudulent business act or practice.

41. Plaintiff’s allegations herein are based upon Defendant’s institutional business acts and practices.

42. Defendant’s acts and practices, as described herein above, are unlawful and unfair, in that they violate the Labor Code and IWC wage order(s).

1 43. As a direct result of Defendant’s unlawful and unfair business acts and practices,
2 Plaintiff and all other Class Members have been denied wages earned and the
3 right to collect unemployment insurance benefits, and have therefore been
4 damaged in an amount to be proven. Accordingly, Plaintiff prays for restitution
5 in an amount to be proven, and injunctive relief.

6 44. Plaintiff is informed and believes and thereon alleges, that Defendant’s unlawful
7 and unfair business practices, alleged above, are continuing in nature and are
8 widespread.

9 45. On behalf of the ascertainable class, Plaintiff respectfully requests an injunction
10 against Defendant to enjoin it from continuing to engage in the illegal conduct
11 alleged herein.

12 46. On behalf of the ascertainable class, Plaintiff respectfully requests restitution.

13 47. Plaintiff has incurred and continues to incur legal expenses and attorneys’ fees.
14 Plaintiff is presently unaware of the precise amount of these expenses and fees
15 and prays leave of court to amend this first amended complaint when the amounts
16 are more fully known.

17 **PRAYER FOR RELIEF**

18 WHEREFORE, Plaintiff, on her own behalf and on behalf of all others similarly
19 situated, prays for relief as follows:

- 20 1. An order enjoining STARBUCKS from pursuing the fraudulent and/or unlawful
21 and/or unfair policies, acts and practices complained of herein;
22 2. An order certifying that Counts I and II of the action may be maintained as an
23 “opt-out” class action pursuant to Federal Rule of Civil Procedure 23;
24 3. Compensatory and statutory damages, penalties and restitution, as appropriate
25 and available under each cause of action, in an amount to be proven at trial based
26 on, *inter alia*, the unpaid balance of compensation owed by STARBUCKS;
27 4. Attorney’s fees and costs;
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- 5. Pre- and post-judgment interest; and
- 6. Such other and further relief as the Court deems just and proper.

DEMAND FOR JURY TRIAL

Plaintiff hereby requests that this matter be heard and decided by trial by jury.

Dated: December 21, 2016

SULLIVAN LAW GROUP, APC

/s/ Clint S. Engleson
William B. Sullivan
Clint S. Engleson
Attorneys for Plaintiff KILEIGH
CARRINGTON, individually and on behalf
of other members of the general public
similarly situated

JS 44 (Rev. 12/12)

CIVIL COVER SHEET

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
 KILEIGH CARRINGTON, individually and on behalf of other members of the general public similarly situated

(b) County of Residence of First Listed Plaintiff Clark County, NV
 (EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
 Sullivan Law Group, APC
 2330 Third Avenue, San Diego, CA 92101
 619-702-6760

DEFENDANTS
 STARBUCKS CORPORATION, a Washington Corporation, and
 DOES 1-10, inclusive

County of Residence of First Listed Defendant King County, WA
 (IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

'16CV3074 DMS KSC

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)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input checked="" type="checkbox"/> 2	<input checked="" type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
			LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input checked="" type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act	PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark
			IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))
				FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609

V. 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)

6 Multidistrict Litigation

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
28 U.S.C. § 1332(d)(2)(A) (Class Action Fairness Act of 2005)

Brief description of cause:
FRCP Rule 23 Class Action for violations of California Labor Code and Bus. & Prof. Code § 17200 (UCL)

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

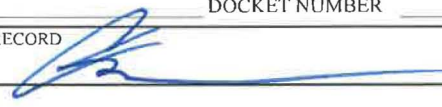
DEMAND \$ 10,000,000.00

CHECK YES only if demanded in complaint.
JURY DEMAND: Yes No

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

JUDGE _____ DOCKET NUMBER _____

DATE 12/21/2016

SIGNATURE OF ATTORNEY OF RECORD 

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Starbucks Sued For Second Time in Two Days](#)
