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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**DESERAE GARCIA, on behalf of  
herself and all others similarly  
situated,**

**Plaintiffs,**

**vs.**

**CAINE & WEINER COMPANY,  
INC.,**

**Defendant.**

**Case No.:**

**CLASS ACTION  
COMPLAINT**

**AND**

**JURY TRIAL DEMAND**

---

**CIVIL COMPLAINT AND JURY TRIAL DEMAND**

Plaintiff, Deserae Garcia a/k/a Deserae Ingram, on behalf of herself (hereinafter “Plaintiff”), and all others similarly situated, by and through her undersigned attorney, alleges against the Defendant Caine & Weiner Company, Inc. (hereinafter “Defendant”) as follows:

**PRELIMINARY STATEMENT**

1. This is an action for damages arising from Defendant’s violations of 15 U.S.C. § 1692 *et seq.*, the Fair Debt Collection Practices Act (hereinafter “FDCPA”), which prohibits debt collectors from engaging in abusive, deceptive

1 and unfair practices, brought by Deserae Garcia, in her own individual capacity,  
2 and on behalf of a class of other, as of yet unidentified, similarly situated  
3 individuals.  
4

5 2. The FDCPA regulates the behavior of collection agencies attempting  
6 to collect a debt on behalf of another. The United States Congress found that the  
7 Act was necessary because existing consumer protection laws were inadequate as  
8 demonstrated by abundant evidence of abusive, deceptive and unfair debt  
9 collection practices by many debt collectors, which contributed to personal  
10 bankruptcies, marital instability, loss of jobs and invasions of individual privacy.  
11  
12

13 3. In furtherance of its consumer protection statutory scheme, the  
14 FDCPA prohibits debt collectors from using false, deceptive and/or misleading  
15 representations in connection with the collection of any debt, and thereafter sets  
16 forth a non-exhaustive list of certain *per se* violations of false and deceptive  
17 collection conduct. 15 U.S.C. § 1692e(1)-(16). Among the *per se* violations  
18 prohibited are “[c]ommunicating or threatening to communicate to any person  
19 credit information which is known or which should be known to be false, including  
20 the failure to communicate that a disputed debt is disputed.” *See* 15 U.S.C. §  
21 1692e(8).  
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1           4.     The FDCPA is a strict liability statute which provides for actual  
 2 and/or statutory damages upon the showing of one violation.

3           5.     In order to effectuate its consumer protection mandate and so as to  
 4 effectuate its remedial purposes, the FDCPA is construed broadly, and a debt  
 5 collector’s conduct is judged from the standpoint of the “least sophisticated  
 6 consumer.”

7           6.     The Plaintiff, individually and behalf of all others similarly situated,  
 8 seeks actual damages, statutory damages, attorneys’ fees, costs and all other relief,  
 9 legal or equitable in nature, as deemed appropriate by the Court, pursuant to the  
 10 FDCPA to redress Defendant’s violations of the FDCPA.

11  
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 14  
 15                               **JURISDICTION AND VENUE**

16           7.     This Court has jurisdiction over this action pursuant to 28 U.S.C. §  
 17 1331 and 15 U.S.C. §1692k (d).

18           8.     Venue is proper in this district under 28 U.S.C § 1391(b).

19  
 20                               **PARTIES**

21           9.     Plaintiff is an adult, natural person, who at all relevant times has  
 22 resided in the City of Lithonia, DeKalb County, State of Georgia,  
 23

24           10.  For all relevant times, Plaintiff was and is a “consumer” as defined  
 25 by 15 U.S.C. § 1692a(3).  
 26  
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 28

1           11. Defendant is a business organization and does business in the State of  
2 Georgia, with its corporate as 5805 Sepulveda Blvd., 4<sup>th</sup> Floor, Sherman Oaks, CA  
3 91411.

4  
5           12. As stated on the Defendant's webpage, [www.caine-weiner.com](http://www.caine-weiner.com),  
6 "Caine & Weiner is a leading full-service Accounts Receivable Management  
7 enterprise with a network of national collection centers strategically located  
8 throughout the country."

9  
10           13. Defendant uses the instrumentalities of interstate commerce and/or  
11 the mails for the purpose of the collection of debts and/or regularly collects or  
12 attempts to collect, directly or indirectly, debts owed or due or asserted to owed or  
13 due another.  
14

15  
16           14. For all relevant times, Defendant was and is a "debt collector" as  
17 defined by 15 U.S.C § 1692a(6).  
18

19   **CLASS ACTION ALLEGATIONS**

20  
21           15. Plaintiff brings this action as a class action, pursuant to Federal Rules  
22 of Civil Procedure ("FRCP") Rule 23, on behalf of herself and all  
23 persons/consumers, along with their successors-in-interest, who reside in the State  
24 of Georgia and have received within one (1) year from the date of Plaintiff's  
25

1 Complaint similar debt collection notices/letters/communications from Defendant  
2 which, as alleged herein, are in violation of the FDCPA, 15 U.S.C. § 1692, *et seq.*

3  
4 16. Excluded from the Class is Defendant herein, and any person, firm,  
5 trust, corporation, or other entity related to or affiliated with the Defendant,  
6 including, without limitation, persons who are officers, directors, employees,  
7 associates or partners of Defendant as impracticable.  
8

9 17. On information and belief, hundreds or thousands of persons have  
10 received debt collection notices/letters/communications from Defendant which  
11 violate the FDCPA, 15 U.S.C. § 1692, *et seq.*  
12

13 18. This Class satisfies all the requirements of FRCP Rule 23 for  
14 maintaining a class action.  
15

16 19. The Class is so numerous that joinder of all members is  
17 impracticable, as, upon information and belief, hundreds or thousands persons  
18 have received debt collection notices/letters/communications from Defendant  
19 which violate various provisions of the FDCPA.  
20

21 20. The debt collection notices/letters/communications from Defendant,  
22 received by the Class, are to be evaluated by the objective standard of the  
23 hypothetical “least sophisticated consumer.”  
24  
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1           21. There are questions of law and fact which are common to the Class  
2 and which predominate over questions affecting any individual Class member.  
3 These common questions of law and fact include, without limitation: (i) whether  
4 Defendant violated the FDCPA; (ii) whether Plaintiff and the Class have been  
5 injured by Defendant's conduct; (iii) whether Plaintiff and the Class have  
6 sustained damages and are entitled to restitution as a result of Defendant's  
7 wrongdoing and, if so, what is the proper measure and appropriate statutory  
8 formula to be applied in determining such damages and restitution; and, (iv)  
9 whether Plaintiff and the Class are entitled to declaratory and/or injunctive relief.  
10  
11

12           22. Plaintiff's claims are typical of the claims of the Class, and Plaintiff  
13 has no interests adverse or antagonistic to the interests of other members of the  
14 Class.  
15  
16

17           23. A class action is superior to other methods for the fair and efficient  
18 adjudication of the claims herein asserted, this being specifically envisioned by  
19 Congress as a principal means of enforcing the FDCPA, as codified by 15 U.S.C.  
20 § 1692(k).  
21  
22

23           24. The members of the class have claims which are unlikely to be  
24 vindicated in the absence of a class action.  
25  
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1           25. Prosecution of separate actions by individual members of the Class  
2 would create the risk of inconsistent or varying adjudications resulting in the  
3 establishment of inconsistent or varying standards for the parties.  
4

5           26. A class action will permit a large number of similarly situated  
6 persons to prosecute their common claims in a single forum simultaneously,  
7 efficiently, and without the duplication of effort and expense that numerous  
8 individual actions would engender.  
9

10           27. Class treatment will also permit the adjudication of relatively small  
11 claims by many Class members who could not otherwise afford to seek legal  
12 redress for the wrongs complained of herein.  
13

14           28. Plaintiff will fairly and adequately represent the Class members'  
15 interests, in that the Plaintiff's counsel is experienced and, further, anticipates no  
16 impediments in the pursuit and maintenance of the class action as sought herein.  
17

18           29. Absent a class action, the Class members will continue to suffer  
19 losses borne from Defendant's breaches of their statutorily protected rights as well  
20 as monetary damages, thus allowing and enabling: (i) Defendant's conduct to  
21 proceed and; (ii) Defendant to further enjoy the benefit of its ill-gotten gains.  
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1           30. Defendant has acted, and will act, on grounds generally applicable to  
2 the entire Class, thereby making appropriate final injunctive relief or  
3 corresponding declaratory relief with respect to the Class as a whole.  
4

5                           **FACTUAL STATEMENT**

6           31. At all times relevant to this litigation, Defendant engaged in a course  
7 of collection activity aimed at the collection of an alleged debt (hereinafter  
8 “Subject Debt”) allegedly due and owing from Plaintiff.  
9

10           32. The Subject Debt arose out a transaction in which the money,  
11 property, insurance, or services that are the subject of the transaction were  
12 primarily for personal, family, or household purposes, and specifically accrued as  
13 the result of an alleged obligation undertaken for personal automobile insurance.  
14

15           33. Upon information and belief, the original creditor of the Subject Debt  
16 is an entity named Progressive Insurance (hereinafter “Original Creditor”).  
17

18           34. The Subject Debt is a “debt” as the term is defined by 15 U.S.C. §  
19 1692a(5) of the FDCPA.  
20

21           35. Upon information and belief, and on a date better known to  
22 Defendant, the Subject Debt was allegedly in default to the Original Creditor, and  
23 thereafter assigned and/or otherwise transferred to Defendant for collection from  
24 Plaintiff.  
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1           36. By way of written communication dated June 8, 2017, Defendant  
2 mailed and/or otherwise delivered to Plaintiff, at Plaintiff's address, a debt  
3 collection letter demanding from Plaintiff payment of the Subject Debt and  
4 thereby attempting to collect said Subject Debt (hereinafter "Debt Collection  
5 Letter").  
6

7  
8           37. The Debt Collection Letter provides in pertinent part as follows:

9                   **Please be aware that we reserve the right to consider**  
10                   **disputes that lack details and/or supporting**  
11                   **documentation to be frivolous.**

12           38. A true and accurate copy of the Debt Collection Letter is annexed  
13 hereto as Exhibit A.  
14

15           39. Plaintiff received and read the Collection Letter on or about June 11,  
16 2017.  
17

18                                   **COUNT I**  
19                                   **VIOLATIONS OF THE FDCPA**  
20                                   **(15 U.S.C. §1692 et seq.)**

21           40. Plaintiff repeats and realleges the allegation contained in Paragraphs  
22 One (1) through Thirty-Nine (39) above and incorporates them with the same  
23 force and effect as if set forth specifically herein.  
24

25           41. As mentioned above, the Debt Collection Letter provides in pertinent  
26 part as follows:  
27  
28

1                   **Please be aware that we reserve the right to consider**  
2                   **disputes that lack details and/or supporting**  
3                   **documentation to be frivolous.**

4           42.    The FDCPA prohibits debt collectors, such as Defendant, from using  
5 false, deceptive, or misleading representations, including but not limited to,  
6 communicating or threatening to communicate to any person credit information  
7 which is known or which should be known to be false, including the failure to  
8 communicate that a disputed debt is disputed. *See* 15 U.S.C. § 1692e(8)  
9

10           43.    Nothing in 15 U.S.C. §1692e(8), nor elsewhere in the FDCPA,  
11 speaks to a debt collector, such as Defendant, and their “rights” to consider  
12 disputes to be frivolous under any circumstance.  
13

14           44.    Section 1692e(8) is clear in the plain meaning of the text that debt  
15 collectors, such as Defendant, are under an obligation to communicate that debts  
16 which are disputed by the consumers, are in fact disputed.  
17

18           45.    As pertains to the FDCPA, a debt collector, such as Defendant, is not  
19 permitted to deem a consumer dispute “frivolous.”  
20

21           46.    Defendant’s statement in the Debt Collection Letter is nothing less  
22 than deceptive and wholly misleading, for they assert to have a right, i.e. the right  
23 to deem a dispute frivolous, which they do not in fact possess and is nowhere in  
24 the text of the FDCPA.  
25  
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1 47. Defendant's statement in its Debt Collection Right further chills the  
2 rights of the least sophisticated consumer, such as the Plaintiff and all others  
3 similarly situated, who upon reading the Defendant's statement, will or may fail to  
4 assert their rights under the FDCPA due to their lack of supporting  
5 documentation, which the Defendant otherwise demands in its Debt Collection  
6 Letter ("we reserve the right to consider disputes that lack...supporting  
7 documentation to be frivolous").  
8  
9

10 48. The Congressional findings and declaration of purposes section of  
11 the FDCPA, 15 U.S.C. 1692, *et seq.*, reads, in pertinent part, as follows:  
12

13 **(e) It is the purpose of this title to eliminate abusive**  
14 **debt collection practices by debt collectors, to insure**  
15 **that those debt collectors who refrain from using**  
16 **abusive debt collection practices are not competitively**  
17 **disadvantaged, and to promote consistent State action**  
18 **to protect consumers against debt collection abuses.**

19 *See* 15 U.S.C. § 1692(e)

20 49. It is Defendant's behavior that the FDCPA was enacted to prevent.

21 50. Defendant's letter attempts place additional obligations, which are  
22 inconsistent with the letter of the law, on Plaintiff and all those similarly situated,  
23 in order for Plaintiff to exercise her federally mandated right to dispute debts;  
24 whilst at the same time, providing Defendant with rights to which they do not  
25 possess.  
26  
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1           51. Defendant's placement of additional obligations on Plaintiff, and on  
2 all those similarly situated, further chills Plaintiff, and those similarly situated  
3 who may lack supporting documentation, from exercising their federally  
4 mandated rights.  
5

6           52. Defendant's actions have caused damage to Plaintiff, and to those  
7 similarly situated, to which she and they are entitled relief.  
8

9  
10                                   **JURY TRIAL DEMAND**

11           Plaintiff demands a trial by jury on all issues so triable.  
12

13                                   **RELIEF**

14           WHEREFORE, Plaintiff respectfully requests that this Court enter  
15 judgment against the Defendant, and on behalf of Plaintiff and all others similarly  
16 situated, for the following:  
17

- 18           A. that an Order be entered certifying the class, as described  
19 above, pursuant to Fed. R. Civ. Pro. 23(b)(3);
- 20           B. that an order be entered declaring Defendant's actions, as  
21 described above, in violation of the FDCPA;
- 22           C. that judgment be entered against Defendant, and for Plaintiff  
23 and for all class members, for actual damages, pursuant to 15  
24 U.S.C. § 1692k(a)(1);  
25  
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- 1 D. that judgment be entered against Defendant, and for Plaintiff  
2 and for all class members, for statutory damages, pursuant to  
3 15 U.S.C. § 1692k(a)(2)(A) and (B);  
4  
5 E. that Defendant be enjoined from utilizing the language  
6 referenced in the Complaint on all future letters to consumers;  
7  
8 F. that the Court award costs and reasonable attorneys' fees,  
9 pursuant to 15 U.S.C. § 1692k(a)(3); and  
10  
11 G. that the Court grant such other and further relief as may be just  
12 and proper.

13 Dated this 6th day of June, 2018  
14  
15

16 Respectfully Submitted,  
17

18 /s/Jonathan B. Mason  
19 Jonathan B. Mason, Esq.

20 GA Bar ID #475659  
21 Mason Law Group, P.C.  
22 1100 Peachtree Street, NE, Suite 200  
23 Atlanta, GA 30309  
24 Tel: 404-920-8040  
25 Email: jmason@atlshowbizlaw.com  
26  
27  
28

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)

DESERAE GARCIA, on behalf of herself and all others similarly situated,

DEFENDANT(S)

CAINE & WEINER COMPANY, INC.

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF DeKalb County (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)

Mason Law Group, P.C. 1100 Peachtree Street, NE, Suite 200 Atlanta, GA 30309 Telephone: (404) 920-8040 E-Mail: jmason@atlshowbizlaw.com

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 CITIZEN OF THIS STATE, 2 CITIZEN OF ANOTHER STATE, 3 CITIZEN OR SUBJECT OF A FOREIGN COUNTRY, 4 INCORPORATED OR PRINCIPAL PLACE OF BUSINESS IN THIS STATE, 5 INCORPORATED AND PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE, 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 B. Mason

June 6, 2018

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: [Class Action Argues Caine & Weber Cannot Deem Debt Disputes 'Frivolous'](#)

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