#### UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA MIAMI DIVISION

JANEIRO GARCIA, for himself and on behalf of those similarly situated,

Plaintiff,

vs. Case No.:

ITALKRAFT LLC, a Florida Limited Liability Company; MICHAEL PFEIFFER CARPENTRY, INC., a Florida Profit Corporation; MICHAEL PFEIFFER, Individually,

Γ	Defendants.	
	/	,

#### **COMPLAINT AND DEMAND FOR JURY TRIAL**

Plaintiff, JANEIRO GARCIA, ("Plaintiff"), for himself and on behalf of those similarly situated, hereby files this Complaint against Defendants, ITALKRAFT LLC, ("ITALKRAFT"), a Florida Limited Liability Company; MICHAEL PFEIFFER CARPENTRY, INC., ("MPC"), a Florida Profit Corporation; MICHAEL PFEIFFER, Individually, ("PFEIFFER") (collectively "Defendants"), and states as follows:

#### **JURISDICTION**

1. Jurisdiction in this Court is proper as the claims are brought pursuant to the Fair Labor Standards Act, as amended (29 U.S.C. §201, et seq.) ("FLSA") to obtain a judgment against Defendants as to liability, recover unpaid wages, liquidated damages, and reasonable attorneys' fees and costs.

- 2. The jurisdiction of the Court over this controversy is proper pursuant to 28 U.S.C. §1331, as Plaintiff's claims arise under 29 U.S.C. §216(b).
- 3. Venue in this Court is proper, as the acts and omissions alleged in this Complaint took place in this judicial district, and Defendants reside and regularly conduct business in this judicial district.

#### **PARTIES**

- 4. At all times material to this action, Plaintiff was a resident of Miami Dade County, Florida.
- 5. At all times material to this action, ITALKRAFT LLC was, and continues to be, a Florida Limited Liability Company. Further, at all times material hereto, ITALKRAFT LLC was, and continues to be, engaged in business in Florida, with a principal place of business in Miami Dade County, Florida.
- 6. At all times material to this action, MICHAEL PFEIFFER CARPENTRY, INC. was, and continues to be, a Florida Profit Corporation. Further, at all times material hereto, MICHAEL PFEIFFER CARPENTRY, INC was, and continues to be, engaged in business in Florida, with a principal place of business in Miami Dade County, Florida.
- 7. At all times relevant hereto, ITALKRAFT and MPC, were Plaintiff's "joint employer," for the purposes of FLSA coverage, pursuant to 29 C.F.R. §825.106, because: (i) There was an arrangement between them to share employees' services or to interchange employees; (ii) Each of them acted directly or indirectly in the interest of each other in relation to Plaintiff; or, (iii) They were not and are not completely

disassociated with respect to the Plaintiff's employment, and shared control of Plaintiff, directly or indirectly, because each of them was under common control with each other.

- 8. ITALKRAFT and MPC are currently listed with the Florida Department of State, Division of Corporations, as "Active" businesses. See Corporation search results for ITALKRAFT and MPC attached hereto as Exhibits A and B, respectively.
- 9. Based on information and belief, at all times material hereto, Defendant PFEIFFER was an individual resident of the State of Florida, Broward County.
- 10. At all times material hereto, Defendant PFEIFFER was President and Manager of MPC, and regularly exercised the authority to: (a) hire and fire employees of MPC; (b) determine the work schedules for the employees of MPC; and (c) control the finances and operations of MPC.
- 11. Defendant PFEIFFER is an individual employer as defined by 29 U.S.C. §201, et seq., in that he acted, directly or indirectly, in the interests of MPC, towards Plaintiff.
- 12. At all times material to this action, Plaintiff was an "employee" of Defendants within the meaning of the FLSA.
- 13. At all times material to this action, Defendants were Plaintiff's "employers" within the meaning of the FLSA.
- 14. Defendants were, and continue to be, "employers" within the meaning of the FLSA.
- 15. At all times material to this action, Defendant ITALKRAFT was, and continues to be, an "enterprise engaged in commerce" and/or an enterprise engaged in

the "production of goods for commerce" within the meaning of the FLSA.

- 16. At all times material to this action, Defendant MPC, was, and continues to be, an "enterprise engaged in commerce" and an enterprise engaged in the "handling, selling, or otherwise working on goods and materials that have been moved in or produced for commerce by any person" within the meaning of the FLSA.
- 17. Based upon information and belief, the annual gross revenue of Defendant ITALKRAFT was in excess of \$500,000.00 per annum during the relevant time periods
- 18. Based upon information and belief, the annual gross revenue of Defendant MPC was in excess of \$500,000.00 per annum during the relevant time periods.
- 19. At all times material to this action, Defendants had two (2) or more employees handling, selling, or otherwise working on goods or materials that had been moved in or produced for commerce such as Italian made cabinets, tools, computers, vehicles, and telephones.
- 20. At all times material hereto, the work performed by the Plaintiff was directly essential to the business performed by Defendants.

#### **STATEMENT OF FACTS**

- 21. In or about March or April 2015, Defendants hired Plaintiff to work as a non-exempt hourly-paid installer for Defendants' residential and commercial Italian cabinetry business for kitchen, bath, and closet installation services.
  - 22. Plaintiff's job duties included, but were not limited to, installing kitchen

cabinets, bath furniture, and closets.

- 23. Plaintiff's work and other installers' work was directly supervised by PFEIFFER and MPC, but was for the benefit of ITALKRAFT, installing ITALKRAFT Products.
- 24. ITALKRAFT paid MPC and PFEIFFER for the work performed by Plaintiff and other installers.
- 25. Plaintiff and other installers wore ITALKRAFT uniforms when installing ITALKRAFT Products.
- 26. Plaintiff's and other installers' paycheck come from MPC, which received the funds to pay Plaintiff and other installers from ITALKRAFT.
- 27. At various times material hereto, Plaintiff worked for Defendants in excess of forty (40) hours within a workweek.
- 28. From at least March 2015, through sometime in November 2017, Defendants failed to compensate Plaintiff at a rate of one and one-half times Plaintiff's regular rate for all hours worked in excess of forty (40) hours in a single workweek.
- 29. Specifically, Plaintiff was only paid his regular hourly rate for recorded overtime hours, and was not paid at all for approximately five hours worked each week which were not recorded.
- 30. ITALKRAFT directly controlled the payment and non-payment of overtime compensation to Plaintiff and other installers.
- 31. As ITALKRAFT was responsible for changing the pay policy in November 2017 to require payment of proper overtime compensation to installers.

- 32. Plaintiff and other installers should be compensated at the rate of one and one-half times their regular rate for all hours that Plaintiff worked in excess of forty (40) hours per workweek, as required by the FLSA.
- 33. Upon information and belief, the majority of Plaintiff's pay and time records are in the possession of Defendants.
- 34. The additional persons who may become Plaintiffs in this action also "worked" for Defendants as installers, worked under the same terms and conditions, and pursuant to the policies, practices, and procedures applicable to Plaintiff, and were denied proper overtime compensation for all overtime hours due to these policies, practices and procedures.
- 35. In November 2017, Defendants at ITALKRAFT's direction, changed their pay policies, and began requiring payment of overtime premium for overtime hours, and accurately recording time.
- 36. Defendants have violated Title 29 U.S.C. §207 from at least March or April 2015, through the date in November 2017 when they changed their policies regarding overtime and time recording, in that:
  - a. Plaintiff, and other installers, worked in excess of forty (40) hours in one or more workweeks for the period of employment with Defendants; and
  - b. No payments or provisions for payment have been made by

    Defendants to properly compensate Plaintiff, and other installers,

    at the statutory rate of one and one-half times their regular rate for

all hours worked in excess of forty (40) hours per workweek, as provided by the FLSA due to the policies and practices described above.

- 37. Defendants' failure and/or refusal to properly compensate Plaintiff, and other installers, at the rates and amounts required by the FLSA was willful, as Defendants knew or with reasonable diligence should have known that they were required to pay for all overtime hours, and to pay a premium for overtime hours, but chose not to pay Plaintiff or other installers at an overtime rate for all of his overtime hours, and also did not pay for more overtime hours at all.
- 38. Defendants failed and/or refused to properly disclose or apprise Plaintiff of his rights under the FLSA.

## COUNT I RECOVERY OF OVERTIME COMPENSATION

- 39. Plaintiff re-alleges paragraphs 1 through 38 of the Complaint, as if fully set forth herein.
- 40. From at least Plaintiff's hire in March or April 2015, and continuing through the date in November 2017 when they changed their policies, Plaintiff and other installers worked in excess of forty (40) hours in one or more workweeks for which they were not compensated at the statutory rate of one and one-half times their regular rate of pay.
- 41. Plaintiff was, and is, entitled to be paid at the statutory rate of one and one-half times Plaintiff's regular rate of pay for all hours worked in excess of forty (40) hours in a workweek.

- 42. Other installers were, and are, entitled to be paid at the statutory rate of one and one-half times their regular rate of pay for all hours worked in excess of forty (40) hours in a workweek.
- 43. Defendants failed to properly disclose or apprise Plaintiff's rights under the FLSA.
- 44. Defendants' actions were willful and/or showed reckless disregard for the provisions of the FLSA, as evidenced by their failure to compensate Plaintiff, and those similarly situated, at the statutory rate of one and one-half times their regular rate of pay for the hours worked in excess of forty (40) hours per workweek when they knew, or with reasonable diligence should have known, such was, and is, due.
- 45. Due to the intentional, willful, and unlawful acts of Defendants, Plaintiff, and those similarly situated, suffered, and continue to suffer, damages and lost compensation for certain hours worked over forty (40) hours in a workweek, plus liquidated damages.
- 46. Based upon information and belief, other installers and former installers of Defendants were not paid proper overtime for hours worked in excess of forty (40) in one or more workweeks because Defendants have failed to properly pay Plaintiff proper overtime wages at time and one-half of the lawful regular rate of pay for such hours, pursuant to a policy, plan or decision equally applicable to similarly situated employees.
- 47. Plaintiff is entitled to an award of reasonable attorneys' fees and costs pursuant to 29 U.S.C. §216(b).

WHEREFORE, Plaintiff, for himself and on behalf of those similarly situated, requests conditional certification; pursuant to Section 216(b) of the FLSA, of a collective of installers who worked over 40 hours in one or more workweeks, an order permitting Notice to all potential class members; entry of judgment in Plaintiff's favor and against Defendants for actual and liquidated damages, as well as costs, expenses and attorneys' fees and such other relief deemed proper by this Court.

#### **JURY DEMAND**

Plaintiff demands trial by jury on all issues so triable as a matter of right by jury.

Respectfully submitted this 15th day of March, 2018.

Angeli Murthy, Esq. Florida Bar No.: 088758

 $\underline{amurthy@forthepeople.com}$ 

Morgan & Morgan, P.A. 600 North Pine Island Road

Suite 400

Plantation, Florida 33324

Telephone: (954) 318-0268 Facsimile: (954) 327-3016 Trial Attorneys for Plaintiff 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.)

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I. (a) PLAINTIFFS			DEFENDANTS		
JANEIRO GARCIA,			ITALKRAFT LLC, a Florida Limited Liability Company; MICHAEL		
for himself and on behalf of those similarly situated				NTRY, INC., a Florida P	
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(b) County of Residence of	riist Listed Plaintiii		County of Residence	of First Listed Defendant	
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(c) Attorneys (Firm Name, A	lddress, and Telephone Number)		Attorneys (If Known)		
Angeli Murthy, Esq	., Morgan & Morgan, P.A.				
	Rd, Suite 400, Plantation, FL 33	324			
(954) 318-0268					
II. BASIS OF JURISDI	CTION (Place an "X" in One Box Only)	III. C	ITIZENSHIP OF PI	RINCIPAL PARTIES	(Place an "X" in One Box for Plaintif,
<b>a</b>	W 2 Federal Occasion		(For Diversity Cases Only)	n nn	and One Box for Defendant)
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110 Insurance	☐ 310 Airplane ☐ 365 Person		of Property 21 USC 881	1 422 Appear 28 USC 158	☐ 375 False Claims Act ☐ 400 State Reapportionment
☐ 130 Miller Act			590 Other	28 USC 157	☐ 410 Antitrust
☐ 140 Negotiable Instrument	Liability 🗂 367 Health				30 Banks and Banking
150 Recovery of Overpayment & Enforcement of Judgment		aceutical nal Injury		PROPERTY RIGHTS  820 Copyrights	☐ 450 Commerce ☐ 460 Deportation
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Student Loans		/ Product	LABOR	SOCIAL SECURITY	480 Consumer Credit
(Excludes Veterans)  153 Recovery of Overpayment	345 Marine Product Liabil Liability PERSONA		710 Fair Labor Standards	SOCIAL SECURITY  861 HIA (1395ff)	☐ 490 Cable/Sat TV ☐ 850 Securities/Commodities/
of Veteran's Benefits	350 Motor Vehicle 370 Other		Act	☐ 862 Black Lung (923)	Exchange
160 Stockholders' Suits	☐ 355 Motor Vehicle ☐ 371 Truth		720 Labor/Management	☐ 863 DIWC/DIWW (405(g))	□ 890 Other Statutory Actions
☐ 190 Other Contract ☐ 195 Contract Product Liability	Product Liability 380 Other 360 Other Personal Proper		Relations 740 Railway Labor Act	☐ 864 SSID Title XVI ☐ 865 RSI (405(g))	☐ 891 Agricultural Acts ☐ 893 Environmental Matters
196 Franchise	Injury 385 Proper		751 Family and Medical	- 003 KG1 (103(B))	☐ 895 Freedom of Information
		ct Liability	Leave Act		Act
REAL PROPERTY	Medical Malpractice CIVIL RIGHTS PRISONER		790 Other Labor Litigation 791 Employee Retirement	FEDERAL TAX SUITS	☐ 896 Arbitration ☐ 899 Administrative Procedure
☐ 210 Land Condemnation	☐ 440 Other Civil Rights Habeas C		Income Security Act	☐ 870 Taxes (U.S. Plaintiff	Act/Review or Appeal of
☐ 220 Foreclosure	☐ 441 Voting ☐ 463 Alien		,	or Defendant)	Agency Decision
☐ 230 Rent Lease & Ejectment	☐ 442 Employment ☐ 510 Motio			☐ 871 IRS—Third Party	☐ 950 Constitutionality of
☐ 240 Torts to Land ☐ 245 Tort Product Liability	☐ 443 Housing/ Senter Accommodations ☐ 530 Gener			26 USC 7609	State Statutes
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VI. CAUSE OF ACTIO	Brief description of cause:	. 33 201, 201, a	110 2 10(b), 25 0.1 .11.	3020.100	
	Unpaid wages				
VII. REQUESTED IN	☐ CHECK IF THIS IS A CLASS	SACTION I	DEMAND \$	CHECK YES only	if demanded in complaint:
COMPLAINT:	UNDER RULE 23, F.R.Cv.P.	SACTION	Unknown	JURY DEMAND:	•
				JOHN DEMINIO.	2 20 5 110
VIII. RELATED CASI	(See instructions):				
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#### INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. 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 Rule 8(a), F.R.Cv.P., 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.

  United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

  Federal question. (3) This refers to suits under 28 U.S.C. 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.

  Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 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 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.
  - Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date. Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

- 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 Rule 23, F.R.Cv.P. 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 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

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

# EXHIBIT "A"

Florida Department of State

Division of Corporations



Department of State / Division of Corporations / Search Records / Detail By Document Number /

#### **Detail by Entity Name**

Florida Limited Liability Company

ITALKRAFT LLC

Filing Information

 Document Number
 L11000002662

 FEI/EIN Number
 27-4529485

 Date Filed
 01/06/2011

 Effective Date
 01/05/2011

State FL
Status ACTIVE

Principal Address 2900 NW 77 COURT MIAMI, FL 33122

Changed: 04/11/2012

Mailing Address

P.O. Box 527204 MIAMI, FL 33152

Changed: 01/09/2017

#### **Registered Agent Name & Address**

Xakoustis, Alexandros 2900 NW 77 COURT MIAMI, FL 33122

Name Changed: 03/23/2016

Address Changed: 03/23/2016

<u>Authorized Person(s) Detail</u>

Name & Address

Title MGRM

XAKOUSTIS, ALEXANDROS 2900 NW 77 COURT MIAMI, FL 33122

Title Authorized Member

Lens, Dirk J 2900 NW 77 COURT MIAMI, FL 33122

Title Authorized Member

Gutierrez, Raul J 2900 NW 77 COURT MIAMI, FL 33122

#### Annual Reports

Report Year	Filed Date
2016	03/23/2016
2017	01/09/2017
2018	01/16/2018

#### **Document Images**

01/16/2018 ANNUAL REPORT	View image in PDF format
01/09/2017 ANNUAL REPORT	View image in PDF format
03/23/2016 ANNUAL REPORT	View image in PDF format
04/20/2015 ANNUAL REPORT	View image in PDF format
04/28/2014 ANNUAL REPORT	View image in PDF format
03/22/2013 ANNUAL REPORT	View image in PDF format
04/11/2012 ANNUAL REPORT	View image in PDF format
01/06/2011 Florida Limited Liability	View image in PDF format

Florida Department of State, Division of Corporations

## EXHIBIT "B"

Florida Department of State

Division of Corporations



Department of State / Division of Corporations / Search Records / Detail By Document Number /

#### **Detail by Entity Name**

Florida Profit Corporation

MICHAEL PFEIFFER CARPENTRY, INC.

Filing Information

 Document Number
 P01000003245

 FEI/EIN Number
 65-1066621

 Date Filed
 01/09/2001

StateFLStatusACTIVELast EventAMENDMENTEvent Date Filed07/28/2017Event Effective DateNONE

Principal Address

13811 SW 52ND PLACE

SOUTHWEST RANCHES, FL 33330

Changed: 04/13/2017

**Mailing Address** 

13811 SW 52ND PLACE

SOUTHWEST RANCHES, FL 33330

Changed: 04/13/2017

Registered Agent Name & Address

NOFIL, JOSEPH PA 8217 W ATLANTIC BLVD CORAL SPRINGS, FL 33071

Name Changed: 04/17/2013

Address Changed: 04/17/2013

Officer/Director Detail
Name & Address

Title PTSD

PFEIFFER, MICHAEL 13811 SW 52ND PLACE SOUTHWEST RANCHES, FL 33330

Annual Reports		
Report Year	Filed [	Date
2015	03/11/	2015
2016	03/11/2	2016
2017	04/13/	2017
Document Images		
04/13/2017 ANNUAL F	REPORT	View image in PDF format
03/11/2016 ANNUAL F	REPORT	View image in PDF format
03/11/2015 ANNUAL F	REPORT	View image in PDF format
03/28/2014 ANNUAL F	REPORT	View image in PDF format
04/17/2013 ANNUAL F	REPORT	View image in PDF format
01/24/2012 ANNUAL F	REPORT	View image in PDF format
03/29/2011 ANNUAL F	REPORT	View image in PDF format
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04/06/2010 ANNUAL F	REPORT	View image in PDF format
04/04/2009 ANNUAL F	REPORT	View image in PDF format
04/29/2008 ANNUAL F	REPORT	View image in PDF format
02/26/2007 ANNUAL F	REPORT	View image in PDF format
03/30/2006 ANNUAL F	REPORT	View image in PDF format
03/07/2005 ANNUAL F	REPORT	View image in PDF format
04/12/2004 ANNUAL F	REPORT	View image in PDF format
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Florida Department of State, Division of Corporations

## UNITED STATES DISTRICT COURT

		for the
	Southern Di	strict of Florida
JANEIRO GARCIA, for himself a behalf of those similarly situated, Plaintiff(s)  v.  ITALKRAFT LLC, a Florida Limited MICHAEL PFEIFFER CARPENTRY Profit Corporation; MICHAEL PFEIF	Liability Company; , INC., a Florida	) ) ) ) Civil Action No. ) ) )
	SUMMONS IN	N A CIVIL ACTION
To: (Defendant's name and address)	ITALKRAFT LLC c/o, Alexandros Xako 2900 NW 77 Court Miami, FL 33122	oustis, Registered Agent
A lawsuit has been filed ag	ainst you.	
are the United States or a United States P. 12 (a)(2) or (3) — you must serv	ates agency, or an office on the plaintiff an ar	n, P.A. d Road
If you fail to respond, judge You also must file your answer or r		e entered against you for the relief demanded in the complaint.
		CLERK OF COURT
Date:		Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

#### PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (nat	me of individual and title, if any)		
received by me on (date)	•		
☐ I personally served	I the summons on the individual at	t (place)	
•			
	at the individual's residence or us		
	, a person	of suitable age and discretion who	resides there,
on (date)	, and mailed a copy to the	he individual's last known address;	or
designated by law to	accept service of process on beha	lf of (name of organization)	
	a consideration and a state of the constraint of	on (date)	; or
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Other (specify):			
My fees are \$	for travel and \$	for services, for a total of	\$ 0.00
I declare under penalt	ty of perjury that this information	is true.	
:		Server's signature	
		Printed name and title	

Additional information regarding attempted service, etc:

### UNITED STATES DISTRICT COURT

	f	or the
	Southern Dis	trict of Florida
JANEIRO GARCIA, for himself a behalf of those similarly situated, Plaintiff(s) v.  ITALKRAFT LLC, a Florida Limited MICHAEL PFEIFFER CARPENTRY Profit Corporation; MICHAEL PFEIF	l Liability Company; Y, INC., a Florida	) ) ) ) ) Civil Action No. ) ) )
	CHIMMONIC IN	A CIVIL ACTION
	SUMMONS IN	A CIVIL ACTION
To: (Defendant's name and address)	MICHAEL PFEIFFER c/o , Joseph PA Nofil, 8217 W. Atlantic Blvd Coral Springs, FL 330	Registered Agent
A lawsuit has been filed ag	ainst you.	
are the United States or a United St P. 12 (a)(2) or (3) — you must serv	ates agency, or an office on the plaintiff an an	Road
If you fail to respond, judg You also must file your answer or		entered against you for the relief demanded in the complaint.
		CLERK OF COURT
Data		
Date:		Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

#### PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (1	name of individual and title, if any)		
s received by me on (date)			
☐ I personally serve	ed the summons on the individual at	(place)	
		on (date)	
	ns at the individual's residence or us		
	, a person	of suitable age and discre	tion who resides there,
on (date)	, and mailed a copy to the	ne individual's last known	address; or
☐ I served the sum	nons on (name of individual)		, who is
designated by law t	o accept service of process on behal	f of (name of organization)	
		on (date)	; or
☐ I returned the sur	mmons unexecuted because		; or
Other (specify):			
My fees are \$	for travel and \$	for services, for	a total of \$ 0.00
I declare under pena	alty of perjury that this information	is true.	
e:		Server's signe	ature
		Printed name a	nd title
	A Both of the Conference of th	Server's add	ress

Additional information regarding attempted service, etc:

### United States District Court

	for	the
	Southern Distri	ict of Florida
	2	
JANEIRO GARCIA, for himself ar	nd on	
behalf of those similarly situated,		
Plaintiff(s)	,	
v.		Civil Action No.
ITALUDARTILO PL'ILI' VI	T 1 1 11 2 C)	
ITALKRAFT LLC, a Florida Limited MICHAEL PFEIFFER CARPENTRY		
Profit Corporation; MICHAEL PFEIF		
Defendant(s)		
2 90	,	
	SUMMONS IN A	CIVIL ACTION
To: (Defendant's name and address)	MICHAEL PFEIFFER	
10. (Defendant's name and address)	13811 SW 52nd Place	
	Southwest Ranches, FL 3	33330
A lawsuit has been filed aga	inst you.	
Within 21 days after service	of this summons on you	u (not counting the day you received it) — or 60 days if you
are the United States or a United Sta	ites agency, or an officer	or employee of the United States described in Fed. R. Civ.
the Federal Pules of Civil Procedure	e on the plaintill an answ	ver to the attached complaint or a motion under Rule 12 of must be served on the plaintiff or plaintiff's attorney,
whose name and address are:	Angeli Murthy, Esqu	
whose name and address are.	Morgan & Morgan,	
	600 N. Pine Island F	
	Suite 400	Coud
	Plantation, FL 3332	4
		ntered against you for the relief demanded in the complaint.
You also must file your answer or n	notion with the court.	
		CLERK OF COURT
Data		
Date:		Signature of Clerk or Deputy Clerk
		= 2 2

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

#### PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

This summons for (na	me of individual and title, if any)		
received by me on (date)			
☐ I personally served	d the summons on the individual at	(place)	
•		AND THE COMPANY OF THE PARTY OF	
	s at the individual's residence or us		
	, a person	of suitable age and discretion who re	sides there,
on (date)	, and mailed a copy to the	ne individual's last known address; or	
designated by law to	accept service of process on behal		
		on (date)	; or
	mong unovacuted because		; or
Other (specify):			
My fees are \$	for travel and \$	for services, for a total of \$	0.00
I declare under penal	ty of perjury that this information	is true.	
	and the second s	Server's signature	
	***************************************	Printed name and title	
		Server's address	

Additional information regarding attempted service, etc:

## **ClassAction.org**

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: <u>Italkraft, Michael Pfeiffer Carpentry Facing Unpaid Overtime Allegations</u>