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Attorneys for Plaintiff and Proposed Class

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

SHARON PIZARRO, individually
and on behalf of all others similarly
situated,

Plaintiff,

vs.

QUINSTREET, INC.,

Defendant.

Case No.

CLASS ACTION

**COMPLAINT FOR
VIOLATIONS OF THE
TELEPHONE CONSUMER
PROTECTION ACT, 47 U.S.C. §§
227, ET SEQ. (TCPA)**

JURY TRIAL DEMANDED

CLASS ACTION COMPLAINT

1. Plaintiff, Sharon Pizarro, brings this action against Defendant, Quinstreet, Inc., to secure redress for violations of the Telephone Consumer Protection Act (“TCPA”), 47 U.S.C. § 227.

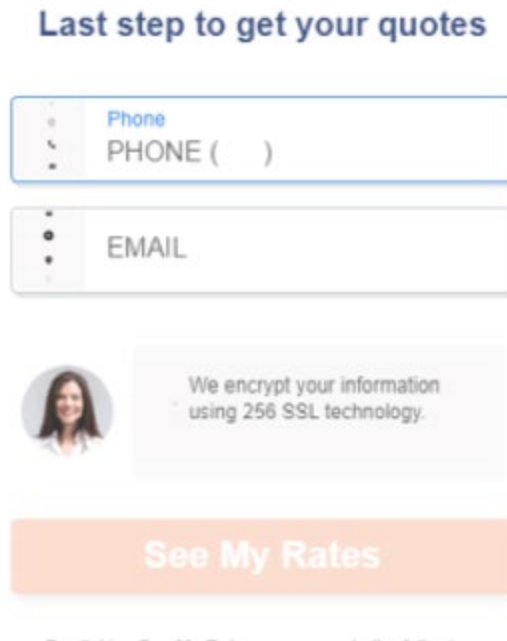
1 **NATURE OF THE ACTION**

2 2. This is a putative class action pursuant to the Telephone Consumer
3 Protection Act, 47 U.S.C. §§ 227, *et seq.* (the “TCPA”).

4 3. Utilizing its website, www.amone.com, Defendant harvests consumer
5 lead information and telephone numbers by promising quotes for loans to purchase
6 boats and cars, home improvement loans, and loans for other consumer goods.

7 4. In reality, however, Defendant is not a lender but a marketing company
8 that sells consumer contact information to lenders and even receives referral fees
9 from lenders for doing so.

10 5. The form Defendant uses on its website to collect phone numbers
11 includes an orange button which states “See My Rates” as shown below:



24 6. But there are no “Rates” on Defendant’s website. Defendant acquires
25 consumers’ contact information and sells it to lenders.

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1 20. On or about November 13, 2021, Defendant caused a prerecorded voice
 2 message to be transmitted to Plaintiff’s cellular telephone number ending in 5392
 3 (“5392 Number”) from the telephone number 914-202-4574.

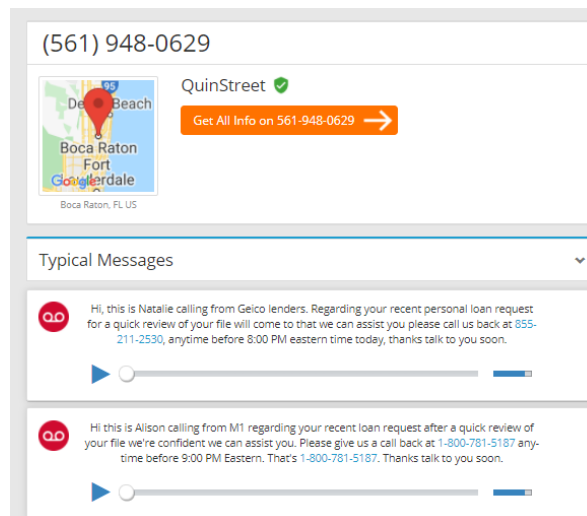
4 21. The prerecorded messages included a prerecorded voice which
 5 identified itself as calling from “Azone” and asked Plaintiff to call Defendant back
 6 at “855-211-2530”. The message said that the caller would like to “help” with
 7 Plaintiff’s “financial situation”.

8 22. At the time Plaintiff received these prerecorded voice messages
 9 Plaintiff was the subscriber and/or sole user of the 5392 Number.

10 23. Defendant’s prerecorded message calls constitute
 11 telemarketing/advertising because their purpose was to promote Defendant’s
 12 business, goods and services.

13 24. Upon information and belief, Defendant caused similar prerecorded
 14 messages to be sent to individuals residing within this judicial district using the
 15 names of AmOne and/or GuideToLenders.

16 25. Plaintiff is not the only person who has received prerecorded messages
 17 from Defendant using the names AmOne and GuideToLenders as shown below:



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(855) 211-2530
HIGH RISK

Scam Protection

YouMail users report this number may be a scam.

Loan Servicing Scam

Get All Info on 855-211-2530 →

Typical Messages ▼

Hi, this is Natalie. Hi, this is Natalie from Geico lenders. Again, we haven't been able to get in contact with you. I'd like to help you with your financial request, but this may be my last call as I haven't been able to get a hold of you if you want to call me back you can reach me at [855-211-2530](tel:855-211-2530) hope to speak with you soon.

Hi there. Hi, there. This is Natalie with M one again, I'd like to help you with your financial request, but it looks like I missed you please give me a call back at your soonest convenience at [855-211-2530](tel:855-211-2530) hope to speak with you soon.

Hi, this is Natalie calling from Geico lenders. Regarding your recent personal loan request for a quick review of your file will come to that we can assist you please call us back at [855-211-2530](tel:855-211-2530), anytime before 8:00 PM eastern time today, thanks talk to you soon.


Hi this is Alison calling from M1 regarding your recent loan request after a quick review of your file we're confident we can assist you. Please give us a call back at [1-800-781-5187](tel:1-800-781-5187) any-time before 9:00 PM Eastern. That's [1-800-781-5187](tel:1-800-781-5187). Thanks talk to you soon.

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² directory.youmail.com/directory/phone/8552112530

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🏠 855-211-2530
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BALTIMORE JOE
17 Feb 2015

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Home Depot calling to see if need windows through a company called Quinstreet.
Caller: Quinstreet/Home Depot
Call type: Telemarketer

Reply !




fedup
12 Jun 2015

🗨️ 0 👍

I wish this people leave messages, they keep calling but do not leave any messages. VERY annoying. idiots..
Call type: Telemarketer

Reply !




S
2 Aug 2019 | 1 reply

🗨️ 0 👍

Called yesterday and today. Claims to be Geico about a real estate loan.
Caller: Claims to be Geico
Call type: Scam suspicion

Reply !

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SIR replies to [S](#)
25 Oct 2019

🗨️ 0 👍

I too got a call from this number claiming to be Geico, about a loan, I thought they only did insurance

Reply !



Dallas
29 Oct 2019

🗨️ 0 👍

They left a message and said "This is Guide to Lenders" wanted me to call back cause they can get me a loan.
Caller: 8552112530
Call type: Scam suspicion

Reply !

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³ 800notes.com/Phone.aspx/1-855-211-2530

⁴ *Id.*

1 26. At no point in time did Plaintiff provide Defendant with her prior
2 express written consent to be contacted for marketing purposes by prerecorded
3 messages from Defendant.

4 27. The form that Defendant uses to collect telephone numbers from
5 consumers is depicted below (the “Amone Form”):

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7 **Last step to get your quotes**

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9 PHONE ()

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We encrypt your information using 256 SSL technology.

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15 **See My Rates**

16 By clicking See My Rates, you agree to the following:

17 To AmOne's [Privacy Notice](#), [Terms of Use](#), and [Consent to Receive Electronic Communications](#)

18 To share my information with up to five potential callers, lenders or debt relief partners for AmOne, and for them
19 and/or AmOne to contact you (including by automated dialing systems, prerecorded messages and text) for marketing
20 purposes by telephone, mobile device (including SMS and MMS), and/or email, even if you are on a corporate, state or national Do Not Call list. Consent is not required in order to purchase goods and services and you may choose instead to contact a customer care representative at 1-800-781-5187.

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22 You authorize AmOne to obtain your credit report and Social Security Number from a credit bureau to verify your identity and match you with up to five lenders or debt relief providers. You further authorize AmOne to provide to these lenders your full Social Security. You further authorize these lenders
23 separately to obtain your consumer credit report, credit score, and other information from one or more consumer reporting agencies to verify your identity and provide you with quotes.
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1 28. As demonstrated by the above, the disclosure in the Amone Form “is
2 the antithesis of conspicuous. It is printed in a tiny gray font considerably smaller
3 than the font used in the surrounding website elements, and indeed in a font so small
4 that it is barely legible to the naked eye. The comparatively larger font used in all of
5 the surrounding text naturally directs the user's attention everywhere else. And the
6 textual notice is further deemphasized by the overall design of the webpage, in which
7 other visual elements draw the user's attention away from the barely readable critical
8 text.” See *Berman v. Freedom Fin. Network, LLC*, No. 20-16900, 2022 U.S. App.
9 LEXIS 9083, at *15 (9th Cir. Apr. 5, 2022)

10 29. Moreover, Defendant forces consumers to provide their telephone
11 numbers when completing the Amone Form.

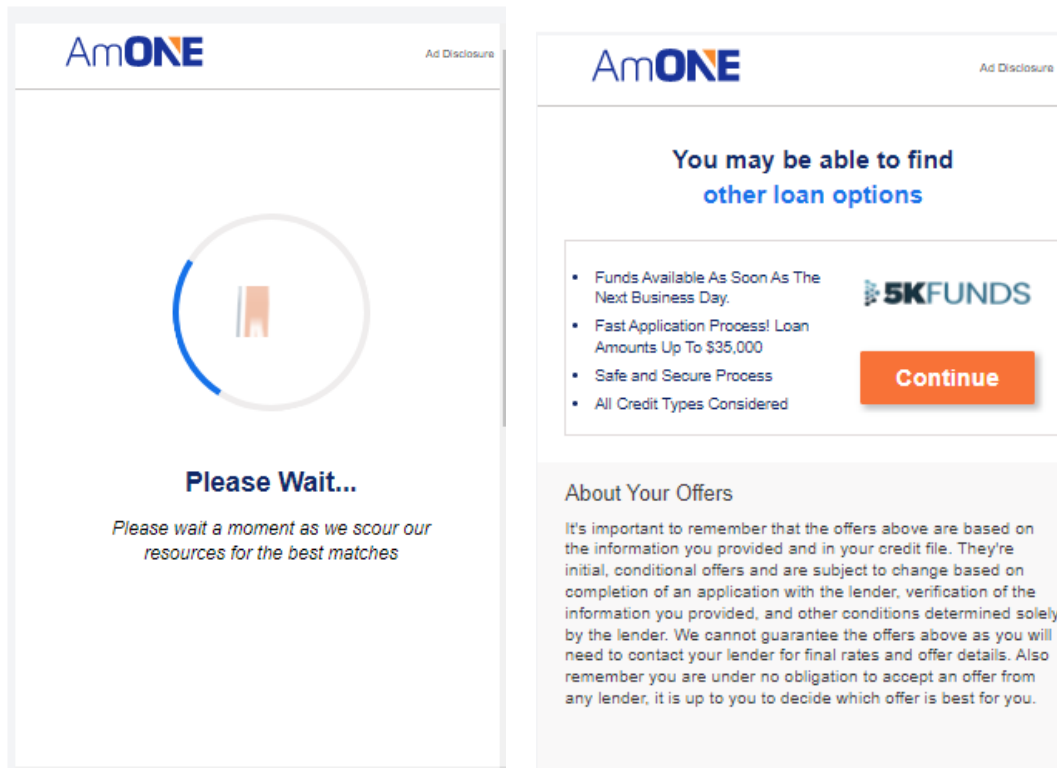
12 30. Defendant obscures its intention to send the consumer prerecorded
13 marketing calls in small grey font underneath the big orange “See My Rates” button.

14 31. The Amone Form also collects phone numbers under false pretense as
15 shown by its use of large blue sentence at the top of the form which states “Last step
16 to get your quotes” and the use of a “See My Rates” button at the bottom which
17 when clicked does not provide the user with any actual interest rates or loan offers.

18 32. Instead, when the “See My Rates” button is clicked, the user is taken to
19 the two following screens – neither of which provide actual interest rates or loan
20 offers:

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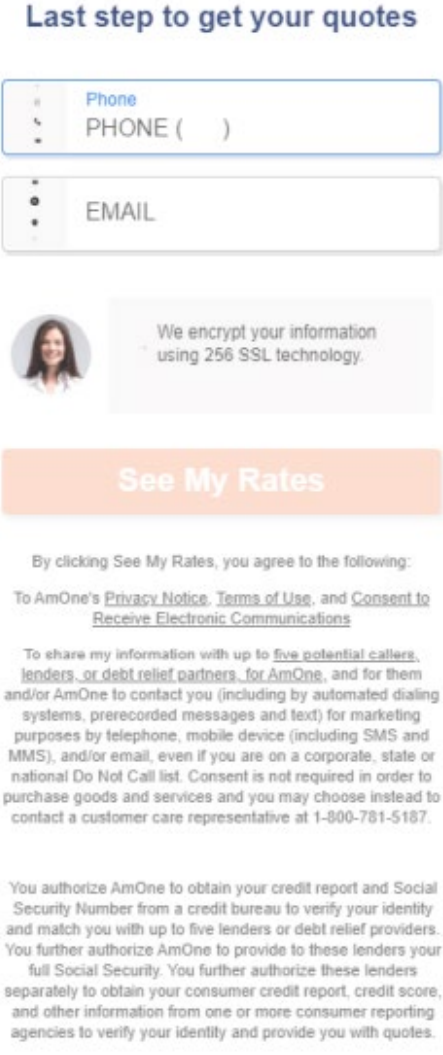
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33. Actual interest rates are not provided by Defendant because Defendant is not a lender but a referral source to lenders from which it may receive a referral fee.

34. Also concealed below the orange “See My Rates” button is a small Terms of Use hyperlink which while underlined is not the typical blue color (or any contrasting color at all) which would signify to a user that it is a hyperlink. It also does not use all capital letters which could alert a user that this particular text differs from other plain text in that it provides a clickable pathway to another webpage. Additionally, the font used is also considerably smaller than the font used in the surrounding website elements as shown again below:

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35. If the Terms of Use button is clicked, the user is taken to a completely different website page which contains an arbitration agreement. But nowhere in the Amone Form is arbitration ever mentioned. Nor is assent to the Terms of Use or arbitration mentioned within the orange “See My Rates” button. There is also no box to check or button to click which would unambiguously manifest a user’s assent to the Terms of Use or the arbitration agreement.

36. As arbitration is not mentioned anywhere on the Amone Form there can be no question that Plaintiff had no actual knowledge of the arbitration agreement.

1 37. Furthermore, the design and writing of the Azone Form cannot provide
2 reasonably conspicuous notice of the terms to which a consumer is bound including
3 the arbitration agreement.

4 38. Defendant’s unsolicited prerecorded message caused Plaintiff
5 additional harm, including invasion of privacy, aggravation, annoyance, intrusion on
6 seclusion, trespass, and conversion. Defendant’s call also inconvenienced Plaintiff
7 and caused disruption to Plaintiff’s daily life.

8 **CLASS ALLEGATIONS**

9 **PROPOSED CLASS**

10 39. Plaintiff brings this case as a class action pursuant to Fed. R. Civ. P. 23,
11 on behalf of herself and all others similarly situated.

12 40. Plaintiff brings this case on behalf of the Class defined as follows:

13
14 **NO CONSENT CLASS:** All persons in the United States who,
15 within four years prior to the filing of this action, (1) Defendant
placed a call using a prerecorded or artificial voice message (2)
regarding property, goods, and/or services.

16 41. Plaintiff reserves the right to modify the Class definitions as warranted
17 as facts are learned in further investigation and discovery.

18 42. Defendant and its employees or agents are excluded from the Class.
19 Plaintiff does not know the number of members in the Class but believes the Class
20 members number in the several thousands, if not more.

21 **NUMEROSITY**

22 43. Upon information and belief, Defendant has placed automated calls to
23 cellular telephone numbers belonging to thousands of consumers throughout the
24 United States without their prior express consent. The members of the Class,
25 therefore, are believed to be so numerous that joinder of all members is
26 impracticable.

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1 44. The exact number and identities of the members of the Class are
2 unknown at this time and can only be ascertained through discovery. Identification
3 of the Class members is a matter capable of ministerial determination from
4 Defendant’s call records.

5 **COMMON QUESTIONS OF LAW AND FACT**

6 45. There are numerous questions of law and fact common to members of
7 the Class which predominate over any questions affecting only individual members
8 of the Class. Among the questions of law and fact common to the members of the
9 Class are:

- 10 a. Whether Defendant made non-emergency calls to Plaintiff’s and
- 11 Class members’ telephones using a prerecorded message;
- 12 b. Whether Defendant can meet its burden of showing that it
- 13 obtained prior express written consent to make such calls;
- 14 c. Whether Defendant’s conduct was knowing and willful;
- 15 d. Whether Defendant is liable for damages, and the amount of such
- 16 damages; and
- 17 e. Whether Defendant should be enjoined from such conduct in the
- 18 future.

19 46. The common questions in this case are capable of having common
20 answers. If Plaintiff’s claim that Defendant routinely transmits calls to telephone
21 numbers assigned to cellular telephone services is accurate, Plaintiff and the Class
22 members will have identical claims capable of being efficiently adjudicated and
23 administered in this case.

24 **TYPICALITY**

25 47. Plaintiff’s claims are typical of the claims of the Class members, as
26 they are all based on the same factual and legal theories.

27 **PROTECTING THE INTERESTS OF THE CLASS MEMBERS**

1 48. Plaintiff is a representative who will fully and adequately assert and
2 protect the interests of the Class, and has retained competent counsel. Accordingly,
3 Plaintiff is an adequate representative and will fairly and adequately protect the
4 interests of the Class.

5 **PROCEEDING VIA CLASS ACTION IS SUPERIOR AND ADVISABLE**

6 49. A class action is superior to all other available methods for the fair and
7 efficient adjudication of this lawsuit, because individual litigation of the claims of
8 all members of the Class is economically unfeasible and procedurally impracticable.
9 While the aggregate damages sustained by the Class are in the millions of dollars,
10 the individual damages incurred by each member of the Class resulting from
11 Defendant’s wrongful conduct are too small to warrant the expense of individual
12 lawsuits. The likelihood of individual Class members prosecuting their own separate
13 claims is remote, and, even if every member of the Class could afford individual
14 litigation, the court system would be unduly burdened by individual litigation of
15 such cases.

16 50. The prosecution of separate actions by members of the Class would
17 create a risk of establishing inconsistent rulings and/or incompatible standards of
18 conduct for Defendant. For example, one court might enjoin Defendant from
19 performing the challenged acts, whereas another may not. Additionally, individual
20 actions may be dispositive of the interests of the Class, although certain class
21 members are not parties to such actions.

22 **COUNT I**
23 **Violations of the TCPA, 47 U.S.C. § 227(b) and § 64.1200(a)**
24 **(On Behalf of Plaintiff and the Class)**

25 51. Plaintiff re-alleges and incorporates the foregoing allegations set forth
26 in paragraphs 1 through 36 as if fully set forth herein.

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1 52. It is a violation of the TCPA to make “any call (other than a call made
2 for emergency purposes or made with the prior express consent of the called party)
3 using any ...artificial or prerecorded voice to any telephone number assigned to a ...
4 cellular telephone service” 47 U.S.C. § 227(b)(1)(A)(iii).

5 53. It is a violation of the TCPA regulations promulgated by the FCC to
6 “initiate any telephone call...using an... artificial or prerecorded voice to any
7 telephone number assigned to a paging service, cellular telephone service,
8 specialized mobile radio service, or other radio common carrier service, or any
9 service for which the called party is charged for the call.” 47 C.F.R. §
10 64.1200(a)(1)(iii).

11 54. It is a violation of the TCPA regulations promulgated by the FCC to
12 “initiate any telephone call to any residential line using an artificial or prerecorded
13 voice to deliver a message without the prior express written consent of the called
14 party”. 47 C.F.R. § 64.1200(a)(3).

15 55. It is a violation of the TCPA to “initiate any telephone call to any
16 residential telephone line using an artificial or prerecorded voice to deliver a
17 message without the prior express consent of the called party....” 47 U.S.C. §
18 227(b)(1)(B).

19 56. Additionally, it is a violation of the TCPA regulations promulgated by
20 the FCC to “[i]nitiate, or cause to be initiated, any telephone call that includes or
21 introduces an advertisement or constitutes telemarketing, ...artificial or prerecorded
22 voice ...other than a call made with the prior express written consent of the called
23 party or the prior express consent of the called party when the call is made...” 47
24 C.F.R. § 64.1200(a)(2).

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1 57. Defendant used artificial and/or prerecorded voice messages to make
2 non-emergency telephone calls to the telephones of Plaintiff and other members of
3 the Class.

4 58. Defendant did not have prior express written consent to call the cell
5 phones of Plaintiff and the other members of the putative Class when its calls were
6 made and/or failed to honor opt-out requests regarding its prerecorded solicitations.

7 59. Defendant has, therefore, violated §§ 227(b) and 64.1200(a) by using
8 artificial and/or prerecorded voice messages to make non-emergency telephone calls
9 to the telephones of Plaintiff and the other members of the putative Class without
10 their consent.

11 60. Defendant knew that it did not have consent to make these calls, and
12 knew or should have known that it was using prerecorded messages. The violations
13 were therefore willful or knowing.

14 61. As a result of Defendant’s conduct and pursuant to § 227(b)(3) of the
15 TCPA, Plaintiff and the other members of the putative Class were harmed and are
16 each entitled to a minimum of \$500.00 in damages for each violation. Plaintiff and
17 the members of the Class are also entitled to an injunction against future calls. *Id.*

18
19 **PRAYER FOR RELIEF**

20 **WHEREFORE**, Plaintiff, individually and on behalf of the Class, prays for
21 the following relief:

- 22 a) An order certifying this case as a class action on behalf of the Class as
23 defined above, and appointing Plaintiff as the representative of the
24 Class and Plaintiff’s counsel as Class Counsel;
25 b) An award of actual and statutory damages for Plaintiff and each
26 member of the Class;

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- c) As a result of Defendant’s negligent violations of 47 U.S.C. §§ 227, *et seq.*, and 47 C.F.R. § 64.1200, Plaintiff seeks for Plaintiff and each member of the Class \$500.00 in statutory damages for each and every violation pursuant to 47 U.S.C. § 227(b)(3).
- d) As a result of Defendant’s knowing and/or willful violations of 47 U.S.C. §§ 227, *et seq.*, and 47 C.F.R. § 64.1200, Plaintiff seeks for Plaintiff and each member of the Class treble damages, as provided by statute, up to \$1,500.00 for each and every violation pursuant to 47 U.S.C. § 227(b)(3).
- e) An order declaring that Defendant’s actions, as set out above, violate the TCPA;
- f) An injunction requiring Defendant to cease all unsolicited call activity without obtaining consent first and to otherwise protect the interests of the Class;
- g) Such further and other relief as the Court deems necessary.

JURY DEMAND

Plaintiff hereby demand a trial by jury.

DOCUMENT PRESERVATION DEMAND

Plaintiff demands that Defendant take affirmative steps to preserve all records, lists, electronic databases or other itemization of telephone numbers associated with Defendant and the calls as alleged herein.

1 Respectfully submitted,

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3 Dated: May 12, 2022

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5 **EDELSBERG LAW, P.A**

6 /s/Scott Edelsberg

7 Scott Edelsberg

8 (Cal. Bar No. 330990)

9 1925 Century Park E., #1700

10 Los Angeles, CA 90067

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13 *Attorneys for Plaintiff and the Proposed*
14 *Class*

CIVIL COVER SHEET

The JS-CAND 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 in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

SHARON PIZARRO, individually and on behalf of all others similarly situated,

(b) County of Residence of First Listed Plaintiff Westchester County, New York (EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Scott Edelsberg Cal. Bar No. 330990 1925 Century Park E., #1700 Los Angeles, CA 90067 E: Scott@Edelsberglaw.com T: 310-438-5355

DEFENDANTS

QUINSTREET, INC.,

County of Residence of First Listed Defendant San Mateo County, CA (IN U.S. PLAINTIFF CASES ONLY)

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

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff 3 Federal Question (U.S. Government Not a Party) 2 U.S. Government Defendant 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)

Table with columns for Plaintiff (PTF) and Defendant (DEF) citizenship: Citizen of This State, Citizen of Another State, Citizen or Subject of a Foreign Country, Incorporated or Principal Place of Business In This State, Incorporated and Principal Place of Business In Another State, Foreign Nation.

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

Large table with categories: CONTRACT, REAL PROPERTY, TORTS, CIVIL RIGHTS, PRISONER PETITIONS, HABEAS CORPUS, OTHER, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES.

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-Transfer 8 Multidistrict Litigation-Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 47 U.S.C. § 227

Brief description of cause: Violations of the Telephone Consumer Protection Act

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, Fed. R. Civ. P. DEMAND \$

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

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

JUDGE DOCKET NUMBER

IX. DIVISIONAL ASSIGNMENT (Civil Local Rule 3-2)

(Place an "X" in One Box Only) SAN FRANCISCO/OAKLAND SAN JOSE EUREKA-MCKINLEYVILLE

DATE 05/12/2022

SIGNATURE OF ATTORNEY OF RECORD

/s/ Scott Edelsberg

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

Authority For Civil Cover Sheet. The JS-CAND 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved in its original form by the Judicial Conference of the United States in September 1974, is required for the Clerk of Court to initiate the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I. a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
 - b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the “defendant” is the location of the tract of land involved.)
 - c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section “(see attachment).”
- II. Jurisdiction.** The basis of jurisdiction is set forth under Federal Rule of Civil Procedure 8(a), which requires that jurisdictions be shown in pleadings. Place an “X” in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- (1) United States plaintiff. Jurisdiction based on 28 USC §§ 1345 and 1348. Suits by agencies and officers of the United States are included here.
 - (2) United States defendant. When the plaintiff is suing the United States, its officers or agencies, place an “X” in this box.
 - (3) Federal question. This refers to suits under 28 USC § 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
 - (4) Diversity of citizenship. This refers to suits under 28 USC § 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS-CAND 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an “X” in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerk(s) in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.
- V. Origin.** Place an “X” in one of the six boxes.
- (1) Original Proceedings. Cases originating in the United States district courts.
 - (2) Removed from State Court. Proceedings initiated in state courts may be removed to the district courts under Title 28 USC § 1441. When the petition for removal is granted, check this box.
 - (3) Remanded from Appellate Court. Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
 - (4) Reinstated or Reopened. Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
 - (5) Transferred from Another District. For cases transferred under Title 28 USC § 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
 - (6) Multidistrict Litigation Transfer. Check this box when a multidistrict case is transferred into the district under authority of Title 28 USC § 1407. When this box is checked, do not check (5) above.
 - (8) Multidistrict Litigation Direct File. Check this box when a multidistrict litigation case is filed in the same district as the Master MDL docket. Please note that there is no Origin Code 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC § 553. Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint.** Class Action. Place an “X” in this box if you are filing a class action under Federal Rule of Civil Procedure 23. Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction. Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS-CAND 44 is used to identify related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.
- IX. Divisional Assignment.** If the Nature of Suit is under Property Rights or Prisoner Petitions or the matter is a Securities Class Action, leave this section blank. For all other cases, identify the divisional venue according to Civil Local Rule 3-2: “the county in which a substantial part of the events or omissions which give rise to the claim occurred or in which a substantial part of the property that is the subject of the action is situated.”
- Date and Attorney Signature.** Date and sign the civil cover sheet.

ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Operator of AmOne.com Hit with Class Action Over Alleged Robocalls](#)
