

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RAYMOND SIDA, individually and on behalf
of all persons similarly situated,

Plaintiffs,

v.

PINTURA CONSTRUCTION LLC,
CHURCHILL COMMUNITY
DEVELOPMENT LP, SJ GROUP LLC,
AMERIHOST SERVICES LLC, MOTEL 6
BANKSVILLE ROAD, PITTSBURGH
STUDIOS LP, PARADIGM CONSULTANTS
LLC, GLOBAL HOST INC., WINDOWS R
US LLC, SJ GROUP HOLDING LLC,
RAMESH JAIN and VIKAS JAIN,

Defendants.

CIVIL ACTION

Case No.

**COMPLAINT—CLASS
AND COLLECTIVE ACTION**

ELECTRONICALLY FILED

Filed on Behalf of:

Plaintiff

Counsel of Record for this Party:

HARDIN THOMPSON, P.C.

Kenneth J. Hardin II, Esquire
PA ID 58303

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437 Grant Street, Suite 620
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JURY TRIAL DEMANDED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RAYMOND SIDA, individually and on behalf
of all persons similarly situated,

CIVIL ACTION.

Plaintiffs,

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PINTURA CONSTRUCTION LLC,
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DEVELOPMENT LP, SJ GROUP LLC,
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LLC, GLOBAL HOST INC., WINDOWS R
US LLC, SJ GROUP HOLDING LLC,
RAMESH JAIN and VIKAS JAIN,

Defendants,

CLASS AND COLLECTIVE ACTION COMPLAINT

Plaintiff Raymond Sida (“Plaintiff” or “Sida”), through his undersigned counsel, individually and on behalf of all persons similarly situated, files this Complaint against Defendants Pintura Construction LLC (“Pintura”), Churchill Community Development LP (“Churchill”), SJ Group LLC (“SJ”), Amerihost Services LLC (“Amerihost”), Motel 6 Banksville Road (“Motel 6”), Pittsburgh Studios LP (“Studios”), Paradigm Consultants LLC (“Paradigm”), Global Host Inc. (“Global”), Windows R Us LLC (“Windows”), SJ Group Holding LLC (“SJ Holding”), Ramesh Jain (“Ramesh”), and Vikas Jain (“VJ”) (collectively “Defendants”) seeking all available relief under the Fair Labor Standards Act of 1938 (“FLSA”), 29 U.S.C. §§201, *et seq.* and Pennsylvania law. The following allegations are based on personal knowledge as to Plaintiff’s own conduct and on information and belief as to the acts of others.

JURISDICTION AND VENUE

1. Jurisdiction over Plaintiff's FLSA claim is proper under 29 U.S.C. §216(b) and 28 U.S.C. §1331.
2. This Court has supplemental jurisdiction under 28 U.S.C. §1367 over Plaintiff's state law claims because those claims derive from a common nucleus of operative facts.
3. Venue in this Court is proper pursuant to 28 U.S.C. §1391. Plaintiff resides in this jurisdictional district, the events giving rise to Plaintiff's claims occurred within this district, and Defendants do business in this district.

PARTIES

4. Plaintiff is an individual currently residing in Pittsburgh, Pennsylvania. He worked for Defendants in Pittsburgh, Pennsylvania, among other locations, between approximately June 2012 and June 2017, and pursuant to 29 U.S.C. 216(b), has consented in writing to being a Plaintiff in this action. Exhibit A
5. Defendant **Pintura Construction LLC** ("Pintura") is a Pennsylvania Limited Liability Company that operates throughout the United States, including this judicial district.
6. Pintura is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
7. Pintura employed Plaintiff and similarly situated employees.
8. Pintura employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have

been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.

9. Pintura's annual gross volume of business exceeds \$500,000.00.
10. Pintura is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
11. Defendant **Churchill Community Development LP** ("Churchill") is a Pennsylvania Limited Company that operates throughout the United States, including this judicial district.
12. Churchill is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
13. Churchill employed Plaintiff and similarly situated employees.
14. Churchill employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.
15. Churchill's annual gross volume of business exceeds \$500,000.00.
16. Churchill is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
17. Defendant **SJ Group LLC** ("SJ") is a Pennsylvania Limited Liability Company that operates throughout the United States, including this judicial district.

18. SJ is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
19. SJ employed Plaintiff and similarly situated employees.
20. SJ employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.
21. SJ's annual gross volume of business exceeds \$500,000.00.
22. SJ is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
23. Defendant **Amerihost Construction LLC** ("Amerihost") is a Pennsylvania Limited Liability Company that operates throughout the United States, including this judicial district.
24. Amerihost is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
25. Amerihost employed Plaintiff and similarly situated employees.
26. Amerihost employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.

27. Amerihost's annual gross volume of business exceeds \$500,000.00.
28. Amerihost is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
29. Defendant **Motel 6 Banksville Road** ("Motel 6") is a Pennsylvania Corporation that operates throughout the United States, including this judicial district.
30. Motel 6 is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
31. Motel 6 employed Plaintiff and similarly situated employees.
32. Motel 6 employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.
33. Motel 6's annual gross volume of business exceeds \$500,000.00.
34. Motel 6 is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
35. Defendant **Pittsburgh Studios LP** ("Studios") is a Pennsylvania Limited Partnership that operates throughout the United States, including this judicial district.
36. Studios is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
37. Studios employed Plaintiff and similarly situated employees.

38. Studios employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.
39. Studios' annual gross volume of business exceeds \$500,000.00.
40. Studios is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
41. Defendant **Paradigm Consultants LLC** ("Paradigm") is a Pennsylvania Limited Liability Company that operates throughout the United States, including this judicial district.
42. Paradigm is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
43. Paradigm employed Plaintiff and similarly situated employees.
44. Paradigm employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.
45. Paradigm's annual gross volume of business exceeds \$500,000.00.
46. Paradigm is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).

47. Defendant **Global Host Inc.** (“Global”) is a Pennsylvania Corporation that operates throughout the United States, including this judicial district.
48. Global is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
49. Global employed Plaintiff and similarly situated employees.
50. Global employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.
51. Global’s annual gross volume of business exceeds \$500,000.00.
52. Global is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).
53. Defendant **Windows R Us LLC** (“Windows”) is a Pennsylvania Limited Liability Company that operates throughout the United States, including this judicial district.
54. Windows is a full service construction company that employs laborers throughout Pennsylvania, and maintains its principal operations office in Pittsburgh, Pennsylvania.
55. Windows employed Plaintiff and similarly situated employees.
56. Windows employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have

been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.

57. Windows' annual gross volume of business exceeds \$500,000.00.

58. Windows is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).

59. Defendant **SJ Group Holding LLC** ("SJ Holding") is a Mississippi Limited Liability Company that operates throughout the United States, including this judicial district.

60. SJ Holding is a full service construction company that employs laborers throughout Pennsylvania and Mississippi, and maintains its principal operations office in Jackson, Mississippi.

61. SJ Holding employed Plaintiff and similarly situated employees.

62. SJ Holding employs individuals engaged in commerce or in the production of goods for commerce and/or handling, selling, or otherwise working on goods or materials that have been moved in or produced in commerce by any person, as required by 29 U.S.C. §§206-207.

63. SJ Holding's annual gross volume of business exceeds \$500,000.00.

64. SJ Holding is not an independently owned and controlled local enterprise within the meaning of 29 U.S.C. 207(b)(3).

65. **Ramesh Jain** ("Ramesh") is an individual who is the owner of one or more of the above companies and was acting as the employer of Plaintiff and similarly situated employees.

66. **Vikas Jain** (“VJ”) is an individual who is the owner of one or more of the above companies and was acting as the employer of Plaintiff and similarly situated employees.
67. Defendants Pintura, Churchill, SJ, Amerihost, Motel 6, Studios, Paradigm, Global, Windows, SJ Holding, Ramesh, and VJ are joint employers.
68. The activities of Defendants Pintura, Churchill, SJ, Amerihost, Motel 6, Studios, Paradigm, Global, Windows, SJ Holding, Ramesh, and VJ were and are related and performed through unified operation or common control for a common business purposes, and have, since at least June 2012, constituted an enterprise within the meaning of section 3(r) of the Act.

CLASS DEFINITIONS

69. Plaintiff brings this lawsuit pursuant to 29 U.S.C. §216(b) as a collective action on behalf of the following class of potential opt-in litigants:

All individuals who are current or former employees of Defendants who performed work for Defendants in the United States at any time between June 2012 and the present, and who were denied overtime, including but not limited to laborers and those in similarly titled positions (the “FLSA Class”).

70. Plaintiff also brings this lawsuit for Counts Two through Four as a class action pursuant to Federal Rule of Civil Procedure 23, on behalf of himself and the following class:

All individuals who are current or former employees of Defendants who performed work for Defendants in the United States at any time between June 2012 and the present, and who were denied overtime, including but not limited to laborers and those in similarly titled positions (the “Pennsylvania Class”).

71. The FLSA Class and the Pennsylvania Class are together referred to as the “Classes.”

72. Plaintiff reserves the right to re-define the Classes prior to notice or class certification, and thereafter, as necessary.

FACTS

73. Defendants employ members of the Classes throughout the state of Pennsylvania.

74. From June 2012 through June 2017, Plaintiff was employed as a non-exempt laborer with Defendants, performing various manual labor duties for various properties owned by Defendants.

75. Plaintiff performed various manual labor duties, including painting, plaster work, sheet rock repair, roofing, plumbing, and carpentry. Plaintiff observed other members of the Classes performing the same or substantially similar job duties.

76. Defendants have a policy or practice of failing to compensate Plaintiff and the Classes for all overtime hours worked.

77. Defendants paid Plaintiff and the classes pursuant to its hourly rate compensation system that did not take into account the hours worked in a workweek or overtime hours.

78. Defendants did not pay Plaintiff or the Classes a salary in addition to their hourly rate compensation.

79. Defendants do not maintain accurate records of the hours that Plaintiff and the Classes worked each workday and the total hours worked each workweek as required by the FLSA. *See* 29 C.F.R. §516.2(a)(7).

80. Plaintiff routinely worked six or seven days per week and more than ten (10) hours per day. Plaintiff observed that the members of the Classes routinely worked similar schedules, which is common in the industry.

81. Defendants did not pay Plaintiff and the Classes any compensation for hours worked over forty (40) per workweek.

82. Defendants have acted willfully and with reckless disregard of clearly applicable FLSA and state law provisions by failing to compensate Plaintiff and the Classes for hours worked in excess of forty (40) during the workweek.

COLLECTIVE ACTION ALLEGATIONS

83. Plaintiff brings this lawsuit pursuant to 29 U.S.C. §216(b) as a collective action on behalf of the FLSA Class as defined above.

84. Plaintiff desires to pursue his FLSA claim on behalf of any individuals who opt-in to this action pursuant to 29 U.S.C. §216(b).

85. Plaintiff and the FLSA Class are “similarly situated,” as that term is used in 29 U.S.C. §216(b), because, *inter alia*, all such individuals worked pursuant to Defendants’ previously described common business practices and, as a result of such practices, were not paid the full and legally mandated overtime premium for hours worked over forty during the workweek. Resolution of this action requires inquiry into common facts, including, *inter alia*, Defendants’ common compensation, timekeeping and payroll practices.

86. Specifically, Defendants paid Plaintiff and the FLSA Class an hourly rate and failed to pay overtime as required by law.
87. The similarly situated employees are known to Defendants, are readily identifiable, and may be located through Defendants' records and the records of any payroll companies that Defendants utilize. Defendants employ many hourly employees throughout Pennsylvania. These similarly situated employees may be readily notified of this action through direct U.S. mail and/or other appropriate means, and allowed to opt into it pursuant to 29 U.S.C. §216(b), for the purpose of collectively adjudicating their claims for overtime compensation, liquidated damages (or, alternatively, interest), and attorney's fees and costs under the FLSA.

CLASS ACTION ALLEGATIONS

88. Plaintiff also brings this action pursuant to Fed. R. Civ. P. 23 on behalf of himself and the Pennsylvania Class, as defined above.
89. The members of the Pennsylvania Class are so numerous that joinder of all members is impracticable. Upon information and belief, there are more than 40 members of the Pennsylvania Class.
90. Plaintiff will fairly and adequately represent and protect the interests of the Pennsylvania Class because there is no conflict between the claims of Plaintiff and those of the Pennsylvania Class, and Plaintiff's claims are typical of the claims of the Pennsylvania Class. Plaintiff's counsel are competent and experienced in litigating class actions and other complex litigation matters, including wage and hour cases like this one.

91. There are questions of law and fact common to the proposed Pennsylvania Class, which predominate over any questions affecting only individual Class members, including, without limitation: whether Defendants have violated and continues to violate Pennsylvania law through its policy or practice of not paying its employees overtime compensation.
92. Plaintiff's claims are typical of the claims of the Pennsylvania Class in the following ways: 1) Plaintiff is a member of the Pennsylvania Class; 2) Plaintiff's claims arise out of the same policies, practices and course of conduct that form the basis of the claims of the Pennsylvania Class; 3) Plaintiff's claims are based on the same legal standard and remedial theories as those of the Pennsylvania Class and involve similar factual circumstances, 4) there are no conflicts between the interests of Plaintiff and the Pennsylvania Class members; and 5) the injuries suffered by Plaintiffs are similar to the injuries suffered by the Pennsylvania Class members.
93. Class certification is appropriate under Fed. R. Civ. P. 23(b)(3) because questions of law and fact common to the Pennsylvania Class predominate over any questions affecting only individual Class members.
94. Class action treatment is superior to the alternatives for the fair and efficient adjudication of the controversy alleged herein. Such treatment will permit a large number of similarly situated persons to prosecute their common claims in a single forum simultaneously, efficiently, and without the duplication of effort and expense that numerous individual actions would entail. No difficulties are likely to be encountered in the management of this class action that would preclude its maintenance as a class action, and no superior

alternative exists for the fair and efficient adjudication of this controversy. The Pennsylvania Class is readily identifiable from Defendants' own employment records. Prosecution of separate actions by individual members of the Pennsylvania Class would create the risk of inconsistent or varying adjudications with respect to individual Class members that would establish incompatible standards of conduct for Defendants.

95. A class action is superior to other available methods for adjudication of this controversy because joinder of all members is impractical. Furthermore, the amounts at stake for many of the Pennsylvania Class members, while substantial, are not great enough to enable them to maintain separate suits against Defendants.
96. Without a class action, Defendants will retain the benefit of its wrongdoing, which will result in further damages to Plaintiff and the Pennsylvania Class. Plaintiff envisions no difficulty in the management of this action as a class action.

COUNT I
VIOLATION OF THE FLSA

97. All previous paragraphs are incorporated as though fully set forth herein.
98. The FLSA requires that covered employees be compensated for all hours worked in excess of forty hours per week at a rate not less than one and one-half times the regular rate at which he is employed. *See* 29 U.S.C. §207(a)(1).
99. The FLSA provides that, if an employee is paid an hourly rate, for overtime hours of work the employee must be paid, in addition to the straight time hourly earnings, a sum determined by multiplying one-half the hourly rate by the number of hours worked in excess of 40 in a week. *See* 29 C.F.R. §778.110.

100. Defendants' compensation scheme applicable to Plaintiff and the FLSA Class failed to comply with either 29 U.S.C. §207(a)(1) or 29 C.F.R. §778.110.
101. Defendants knowingly failed to compensate Plaintiff and the FLSA Class at a rate of one and one-half times their regularly hourly wage for hours worked in excess of 40 hours per week, in violation of 29 U.S.C. §207(a)(1).
102. During all relevant times, Plaintiff and the FLSA Class were covered employees entitled to the above-described FLSA protections.
103. In violating the FLSA, Defendants acted willfully and with reckless disregard of clearly applicable FLSA provisions.

COUNT II
VIOLATION OF THE PENNSYLVANIA MINIMUM WAGE ACT

104. All previous paragraphs are incorporated as though fully set forth herein.
105. The Pennsylvania Minimum Wage Act of 1968 ("PMWA") requires that covered employees be compensated for all hours worked in excess of forty hours per week at a rate not less than one and one-half times the regular rate at which he is employed. *See* 43 P.S. §333.104(c) and 34 Pa. Code §231.41.
106. Defendants' compensation scheme applicable to Plaintiff and the Pennsylvania Class failed to comply with either 43 P.S. §333.104(c) and 34 Pa. Code §231.41.
107. Defendants knowingly failed to compensate Plaintiff and the Pennsylvania Class at a rate of one and one-half times their regular hourly wage for hours worked in excess of 40 hours per week in violation of 43 P.S. §333.104(c) and 34 Pa. Code §231.41.

108. During all relevant times, Plaintiff and Pennsylvania Class were covered employees entitled to the above-described PMWA protections.

109. In violating the PMWA, Defendants acted willfully and with reckless disregard or clearly applicable PMWA provisions.

COUNT III
VIOLATION OF THE PENNSYLVANIA WAGE PAYMENT AND COLLECTION LAW

110. All previous paragraphs are incorporated as though fully set forth herein.

111. The Pennsylvania Wage Payment and Collection Law (“WPCL”) provides that an employer is obligated to pay all wages due to its employees. *See* 43 P.S. §260.3.

112. Defendants have intentionally failed to pay the wages due as set forth in the preceding paragraphs of this Complaint to Plaintiff and the Pennsylvania Class in violation of Pennsylvania Code, 43 P.S. §260.3.

113. Defendants are not permitted by state or federal law, or by order of a court of competent jurisdiction, to withhold or divert any portion of Plaintiff and the Pennsylvania Class’ wages that concern this lawsuit.

114. Defendants do not have written authorization from any Plaintiff or Pennsylvania Class Member to withhold, divert, or deduct any portion of his or her wages that concern this lawsuit.

115. Pursuant to 43 P.S. §§260.9 and 260.10, employers, such as Defendants, who intentionally fail to pay an employee wages in conformance with the WPCL shall be liable to the employee for the wages or expenses that were intentionally not paid,

liquidated damages, court costs and attorney's fees incurred in recovering the unpaid wages.

116. Defendants are in violation of Pennsylvania law by failing to pay Plaintiff and the Pennsylvania Class for all compensable time and by failing to pay Plaintiff and the Pennsylvania Class for work time, including overtime, at the established rate.

COUNT IV
UNJUST ENRICHMENT

117. All previous paragraphs are incorporated as though fully set forth herein.
118. Defendants have received and benefited from the uncompensated labors of Plaintiff and the Pennsylvania Class, such that to retain said benefit without compensation would be inequitable and rise to the level of unjust enrichment.
119. At all relevant times hereto, Defendants devised and implemented a plan to increase their earnings and profits by fostering a scheme of securing work from Plaintiff and the Pennsylvania Class without paying overtime compensation for all hours worked.
120. Contrary to all good faith and fair dealing, Defendants induced Plaintiff and the Pennsylvania Class to perform work while failing to pay overtime compensation for all hours worked as required by law.
121. By reason of having secured the work and efforts of Plaintiff and the Pennsylvania Class without paying overtime compensation as required by law, Defendants enjoyed reduced overhead with respect to their labor costs, and therefore realized additional earnings and profits to its own benefit and to the detriment of Plaintiff

and the Pennsylvania Class. Defendants retained and continue to retain such benefits contrary to the fundamental principles of justice, equity, and good conscience.

122. Accordingly, Plaintiff and the Pennsylvania Class are entitled to judgment in an amount equal to the benefits unjustly retained by Defendants.

PRAYER FOR RELIEF

Wherefore, Plaintiff seeks the following relief on behalf of himself and all other similarly situated:

- A. An order permitting this litigation to proceed as a collective action pursuant to 29 U.S.C. §216(b);
- B. Prompt notice, pursuant to 29 U.S.C. §216(b), of this litigation to all potential FLSA Class members;
- C. An order permitting this litigation to proceed as a class action pursuant to Federal Rule of Civil Procedure 23 on behalf of the Pennsylvania Class;
- D. Back pay damages (including unpaid overtime compensation, unpaid spread of hours payments, and unpaid wages) and prejudgment interest to the fullest extent permitted under the law;
- E. Liquidated damages to the fullest extent permitted under the law;
- F. Litigation costs, expenses, and attorneys' fees to the fullest extent permitted under the law; and
- G. Such other and further relief as this Court deems just and proper.

JURY TRIAL DEMAND

Plaintiff demands a trial by jury for all issues of fact.

Respectfully submitted,

HARDIN THOMPSON, P.C.

/s/ Kenneth J. Hardin II

Kenneth J. Hardin II, Esq.

PA ID No. 58303

The Frick Building

437 Grant Street, Suite 620

Pittsburgh, PA 15219

(412) 315-7195

(412) 315-7386 (fax)

kenhardin@hardinlawpc.net

*Attorney for Plaintiff and the
proposed Classes*

Dated: June 19, 2018

EXHIBIT A

CONSENT TO JOIN WAGE CLAIM

Print Name:

1. I hereby consent to participate in a collective action lawsuit against Pintura Construction LLC, Churchill Community Development LP, SJ Group LLC, Amerihost Services LLC, Motel 6 Banksville Road, Pittsburgh Studios LP, Paradigm Consultants LLC, Global Host Inc., Windows R Us LLC, SJ Group Holding LLC, Ramesh Jain, and Vikas Jain to pursue my claims of unpaid overtime during the time that I worked with the aforementioned companies.
2. I understand that this lawsuit is brought under the Fair Labor Standards Act, and consent to be bound by the Court's decision.
3. I designate the law firm and attorneys at Hardin Thompson, PC as my attorneys to prosecute my wage claims.
4. I authorize the law firm and attorneys at Hardin Thompson, PC to use this consent to file my claim in a separate lawsuit, class/collective action, or arbitration against the company.

Signature: _____

Date: _____

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

Raymond Sida

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

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

Hardin Thompson, P.C.; 437 Grant Street, Suite 620, Pittsburgh, PA 15219; 412-315-7195

DEFENDANTS

Pintura Construction, LLC, et al

County of Residence of First Listed Defendant Allegheny (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, 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)

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, 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): 29 U.S.C. §216(b) and 29 U.S.C. §206-207

Brief description of cause: Defendant denied Plaintiff and Plaintiff class appropriate compensation for overtime hours

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: X Yes [] No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE DOCKET NUMBER

DATE 06/19/2018 SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IEP JUDGE MAG. JUDGE

JS 44AREVISED June, 2009
IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA
THIS CASE DESIGNATION SHEET MUST BE COMPLETED

PART A

This case belongs on the (Erie Johnstown Pittsburgh) calendar.

1. **ERIE CALENDAR** - If cause of action arose in the counties of Crawford, Elk, Erie, Forest, McKean, Venang or Warren, OR any plaintiff or defendant resides in one of said counties.
2. **JOHNSTOWN CALENDAR** - If cause of action arose in the counties of Bedford, Blair, Cambria, Clearfield or Somerset OR any plaintiff or defendant resides in one of said counties.
3. Complete if on **ERIE CALENDAR**: I certify that the cause of action arose in _____ County and that the _____ resides in _____ County.
4. Complete if on **JOHNSTOWN CALENDAR**: I certify that the cause of action arose in _____ County and that the _____ resides in _____ County.

PART B (You are to check ONE of the following)

1. This case is related to Number _____ . Short Caption _____
2. This case is not related to a pending or terminated case.

DEFINITIONS OF RELATED CASES:

CIVIL: Civil cases are deemed related when a case filed relates to property included in another suit or involves the same issues of fact or it grows out of the same transactions as another suit or involves the validity or infringement of a patent involved in another suit

EMINENT DOMAIN: Cases in contiguous closely located groups and in common ownership groups which will lend themselves to consolidation for trial shall be deemed related.

HABEAS CORPUS & CIVIL RIGHTS: All habeas corpus petitions filed by the same individual shall be deemed related. All pro se Civil Rights actions by the same individual shall be deemed related.

PART C

I. CIVIL CATEGORY (Select the applicable category).

1. Antitrust and Securities Act Cases
2. Labor-Management Relations
3. Habeas corpus
4. Civil Rights
5. Patent, Copyright, and Trademark
6. Eminent Domain
7. All other federal question cases
8. All personal and property damage tort cases, including maritime, FELA, Jones Act, Motor vehicle, products liability, assault, defamation, malicious prosecution, and false arrest
9. Insurance indemnity, contract and other diversity cases.
10. Government Collection Cases (shall include HEW Student Loans (Education), V A Overpayment, Overpayment of Social Security, Enlistment Overpayment (Army, Navy, etc.), HUD Loans, GAO Loans (Misc. Types), Mortgage Foreclosures, SBA Loans, Civil Penalties and Coal Mine Penalty and Reclamation Fees.)

I certify that to the best of my knowledge the entries on this Case Designation Sheet are true and correct

Date: 6/19/18

[Signature]

ATTORNEY AT LAW

NOTE: ALL SECTIONS OF BOTH FORMS MUST BE COMPLETED BEFORE CASE CAN BE PROCESSED.

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

UNITED STATES DISTRICT COURT

for the

Western District Court of Pennsylv

RAYMOND SIDA, individually and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Amerihost Services, LLC
2898 Banksville Road
Pittsburgh, PA 15216

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Hardin Thompson, P.C.
Kenneth J. Hardin II
The Frick Building
437 Grant Street, Suite 620
Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

RAYMOND SIDA, an individual and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION, LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Churchill Community Developments LP c/o Paradigm Consultants - GenPartner 1310 Beulah Road Pittsburgh, PA 15235

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

HARDIN THOMPSON, P.C. The Frick Building 437 Grant Street, Suite 620 Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District Court of Pennsylv

RAYMOND SIDA, individually and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Global Host, Inc. 2898 Banksville Road Pittsburgh, PA 15216

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Hardin Thompson, P.C. Kenneth J. Hardin II The Frick Building 437 Grant Street, Suite 620 Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District Court of Pennsylv

RAYMOND SIDA, individually and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Motel 6 Banksville Road 2898 Banksville Road Pittsburgh, PA 15216

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Hardin Thompson, P.C. Kenneth J. Hardin II The Frick Building 437 Grant Street, Suite 620 Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

RAYMOND SIDA, an individual and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION, LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Paradigm Consultants, LLC 1310 Beulah Road Pittsburgh, PA 15235

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

HARDIN THOMPSON, P.C. The Frick Building 437 Grant Street, Suite 620 Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

RAYMOND SIDA, an individual and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION, LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Pittsburgh Studios, LP c/o Paradigm Consultants - GenPartner 1310 Beulah Road Pittsburgh, PA 15235

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

HARDIN THOMPSON, P.C. The Frick Building 437 Grant Street, Suite 620 Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

RAYMOND SIDA, an individual and on behalf of all persons similarly situated
Plaintiff(s)
v.
PINTURA CONSTRUCTION, LLC, et al
Defendant(s)
Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Pintura Construction, LLC
c/o Registered Agents Inc. Montgomery
3045 W. Liberty Avenue
Pittsburgh, PA 15213

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

HARDIN THOMPSON, P.C.
The Frick Building
437 Grant Street, Suite 620
Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: _____

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District Court of Pennsylv

RAYMOND SIDA, individually and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Ramesh Jain and Vikas Jain 311 Jefferson Street Pittsburgh, PA 15228

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Hardin Thompson, P.C. Kenneth J. Hardin II The Frick Building 437 Grant Street, Suite 620 Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*:

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District Court of Pennsylvania

RAYMOND SIDA, individually and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) SJ Group Holding, LLC
225 W. McDowell Road
Jackson, MS 39204

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Hardin Thompson, P.C.
Kenneth J. Hardin II
The Frick Building
437 Grant Street, Suite 620
Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District Court of Pennsylv

RAYMOND SIDA, individually and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Windows R US, LLC
1116 Castle Shannon Road
Pittsburgh, PA 15216

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Hardin Thompson, P.C.
Kenneth J. Hardin II
The Frick Building
437 Grant Street, Suite 620
Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

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

UNITED STATES DISTRICT COURT

for the

Western District of Pennsylvania

RAYMOND SIDA, an individual and on behalf of all persons similarly situated

Plaintiff(s)

v.

PINTURA CONSTRUCTION, LLC, et al

Defendant(s)

Civil Action No.

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) SJ Group, LLC
142-A McClelland Road
Canonsburg, PA 15317

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

HARDIN THOMPSON, P.C.
The Frick Building
437 Grant Street, Suite 620
Pittsburgh, PA 15219

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:

Signature of Clerk or Deputy Clerk

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 *(name of individual and title, if any)* _____
was received by me on *(date)* _____ .

I personally served the summons on the individual at *(place)* _____
_____ on *(date)* _____ ; or

I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____ , and mailed a copy to the individual's last known address; or

I served the summons on *(name of individual)* _____ , who is
designated by law to accept service of process on behalf of *(name of organization)* _____
_____ on *(date)* _____ ; or

I returned the summons unexecuted because _____ ; or

Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 _____ .

I declare under penalty of perjury that this information is true.

Date: _____

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: [Lawsuit Claims Man Performed Manual Labor Without Receiving OT Pay](#)
