

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT ARKANSAS

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS**

SEP 08 2017

JAMES W. McCORMACK, CLERK
By: *Jb* DEP CLERK

**LAWRENCE WEBSTER, INDIVIDUALLY
AND ON BEHALF OF
OTHERS SIMILARLY SITUATED**

PLAINTIFFS

v.

Case No. 5:17-cv-237-BRW

**SOUTH ARKANSAS YOUTH SERVICES INC.,
AND JERRY WALSH**

DEFENDANTS

This case assigned to District Judge Wilson
and to Magistrate Judge Ray

COLLECTIVE ACTION COMPLAINT

Comes now the Plaintiff, Lawrence Webster, individually and on behalf of others similarly situated, by and through his attorneys, Michael Ray and Steven Schulte, and for his Complaint against Defendants, South Arkansas Youth Services, Inc. and Jerry Walsh, states and alleges as follows:

I. PRELIMINARY STATEMENTS

1. This is an action brought by Plaintiff Lawrence Webster (hereinafter "Webster"), named above, individually and on behalf of others similarly situated, against Defendants, South Arkansas Youth Services, Inc. hereinafter ("SAYS") and Jerry Walsh (hereinafter "Walsh").

2. Webster worked at the South Arkansas Youth Services, Inc. facility in Dermott, Arkansas.

3. The SAYS facility in Dermott, Arkansas housed juveniles considered moderate to severe offenders in a secured facility.

4. Webster, individually and on behalf of all others similarly situated, brings this action under the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.* (hereinafter “FLSA”) and the Arkansas Minimum Wage Act, Ark. Code Ann. § 11-4-201, *et seq.* (hereinafter “AMWA”), for declaratory judgement, monetary damages, liquidated damages, prejudgment interest, civil penalties and costs, including reasonable attorneys’ fees as a result of Defendants’ commonly applied policy of failing to pay Plaintiff and all others similarly situated overtime compensation for the hours in excess of forty hours in a single week that they were/are made to work.

5. Upon information and belief, for at least three (3) years prior to the filing of this Complaint, Defendants have willfully and intentionally committed violations of the FLSA and AMWA as described, *infra*.

6. Plaintiff has filed herewith his own written Consent to Join this lawsuit pursuant to Section 216.

7. This is a representative action under the Fair Labor Standards Act. Plaintiff is similarly situated to a larger group of misclassified employees who were not paid overtime and/or minimum wage by SAYS during the course of their employment. SAYS, upon information and belief, improperly treated Plaintiff and other employees as exempt under the FLSA.

II. PARTIES

A. Plaintiff

8. Plaintiff, Lawrence Webster, is a citizen of Chicot County, Arkansas.

9. Webster was employed by SAYS from May 13, 2002 to on or about December 31, 2016.

10. Webster held the job title of Team Leader beginning on or about May 15, 2004 to on or about May 15, 2006. Webster held the job title of Shift Supervisor from on or about May 15, 2006 to on or about May 15, 2016. Webster held the title of Team Leader from on or about May 15, 2016 to termination of employment.

11. Webster was classified by SAYS as exempt from the overtime pay requirements of the FLSA and the AMWA, in his roles as Team Leader and Shift Supervisor.

12. Webster was engaged in interstate commerce as that term is defined in the FLSA and the AMWA.

B. Defendants

13. Defendant, South Arkansas Youth Services, Inc. (hereinafter "SAYS"), is a private, nonprofit, Arkansas Corporation with its principal place of business located at 301 S. Boundary St., Magnolia, Arkansas 71753.

14. At all times material to this lawsuit, SAYS was the employer of Webster and all others, similarly situated.

15. SAYS has annual gross revenues exceeding \$500,000.00.

16. SAYS is engaged in interstate commerce as that term is defined in the FLSA and the AMWA.

17. At all times relevant to this Complaint, SAYS has constituted an enterprise engaged in interstate commerce as defined by the FLSA and The AMWA.

18. SAYS houses juvenile offenders under various contracts with the State of Arkansas.

19. SAYS has as its registered agent for service Jerry K. Walsh, who is located at 1832 Pearce St, Magnolia, AR 71753.

20. Defendant Jerry Walsh is an individual resident of Columbia County, Arkansas.

21. At all times relevant to this lawsuit, Defendant Walsh was the employer of Lawrence Webster and all those similarly situated as defined by the FLSA, 29 U.S.C. § 203(d).

22. At all times relevant to this lawsuit, Defendant Walsh was the Director and Principal of Defendant SAYS.

23. As Director and Principal at Defendant SAYS, Defendant Walsh had the authority to hire and fire employees, including Lawrence Webster and other similarly situated employees.

24. As Director and Principal at SAYS, Defendant Walsh manages and controls the operations and dictates the employment policies of SAYS, including but not limited to the decision to classify Plaintiff Webster and other similarly situated employees as exempt from overtime.

25. At all times relevant to this lawsuit, Defendant Walsh held himself out to Plaintiff Webster to be fully in charge of Defendant SAYS.

III. Jurisdiction and Venue

26. Plaintiff seeks a declaratory judgement under 28 U.S.C. §§ 2201 and 2202 regarding his rights under the FLSA.

27. Plaintiff seeks compensation and other relief under the FLSA, as amended, 29 U.S.C. § 201, *et seq.*

28. At all times relevant to this lawsuit, Webster has been entitled to the rights, protections, and benefits provided under the FLSA 29 U.S.C. §201, *et seq.*

29. This Court has jurisdiction pursuant to 28 U.S.C. § 1331.

30. This Complaint also alleges violations of the AMWA, with alleged violations arising out of the same set of operative facts as the federal cause of action herein alleged.

31. This Court has supplemental jurisdiction over Plaintiff's state law claims pursuant to 28 U.S.C. § 1367(a).

32. Venue is proper pursuant to 28 U.S.C. § 1391 because a substantial part of the events giving rise to Plaintiff's claims occurred in the Eastern District of Arkansas.

33. No exemptions or exceptions to the application of the FLSA or AMWA apply to Plaintiff.

IV. Factual Allegations

34. Webster repeats and re-alleges all previous paragraphs of this Complaint as though fully set forth herein.

35. Webster and other similarly situated employees were employees of SAYS within the preceding three (3) years and were entitled to the protections of the FLSA and the AMWA.

36. Webster worked in the Dermott, Arkansas facility of SAYS and such facility was operated and controlled by SAYS.

37. Defendants are, and at all times relevant to this action have been, subject to the requirement under U.S.C. § 207 that employees may not work more than forty (40) hours per week without receiving "overtime" compensation at a rate of not less than one and one-half times their regular rate of pay.

38. Webster was paid fourteen (\$14) dollars per hour for forty (40) hours per week during the last three (3) years.

39. Webster worked over forty (40) hours per week.

40. Webster worked over eighty (80) hours every two (2) weeks.

41. A thirty (30) minute lunch break was deducted from Webster's recorded time each day.

42. Webster was routinely denied the opportunity to take a thirty (30) minute lunch break.

43. Webster routinely worked after the normal, scheduled work schedule.

44. Webster's primary duty did not include managing Defendant; or a department or subdivision of Defendant.

45. Webster did not have the authority to hire or fire other employees.

46. Webster did not make recommendations to Defendants regarding the firing, advancement or promotion of other employees.

47. Webster did occasionally provide Defendant with his opinions about some applicants for jobs at SAYS.

48. Webster did not receive any overtime compensation.

49. Webster and other similarly situated employees regularly worked in excess of forty (40) hours per week in one or more weeks without being compensated at the rate of one and one-half times their regular rate of pay.

50. Webster and other similarly situated employees claim to have been denied proper overtime compensation for all weeks in which they worked in excess of forty (40) hours. Defendant has in its possession and/or should have in its possession records showing the hours worked and/or some of the hours worked by Webster and other similarly situated employees, which will be requested during discovery and will enable Webster and other similarly situated employees to be more specific as to the weeks they worked in excess of forty (40) hours.

51. Defendant classifies, and at all times relevant to this Complaint has classified the SAYS Team Leader and SAYS Shift Supervisor positions as “exempt” from the overtime requirements of the FLSA and the AMWA.

52. Defendant required Webster and other similarly situated employees to work in excess of forty (40) hours per week without receiving proper overtime compensation under the FLSA and under the AMWA.

53. Defendant required Webster and other similarly situated employees to work so many hours in some weeks that Defendant violated the minimum wage provisions of the FLSA and the AMWA, in addition to the overtime provisions of the FLSA and the AMWA.

V. Collective Action Allegations

54. Webster, on behalf of himself and other similarly situated employees, alleges and incorporates by reference all paragraphs above as if they were set forth herein.

55. Webster brings his First Claim of Relief for violation of the FLSA as a collective action pursuant to Section 16(b) of the FLSA, 29 U.S.C. § 216(b), on behalf of all persons who were, are, or will be employed by Defendant as similarly situated employees.

56. The First Claim for Relief for violations of the FLSA may be brought and maintained as an “opt-in” collective action pursuant to Section 16(b) of FLSA, 29 U.S.C. § 216(b), as prospective members of the FLSA Collective Action are similarly situated to Webster and have claims that are similar to Webster’s First Claim for Relief.

57. Questions of law and fact common to the collective action as a whole include, but are not limited to, the following:

a. Whether Defendants unlawfully failed and continue to fail to compensate their employees for all hours worked in violation of the FLSA, 29 U.S.C. § 201 *et seq.*;

b. Whether Defendants unlawfully failed and continue to fail to pay minimum wage compensation in violation of the FLSA, 29 U.S.C. § 201 *et seq.*;

c. Whether Defendants unlawfully failed and continues to fail to pay overtime compensation in violation of the FLSA, 29 U.S.C. § 201 *et seq.*;

d. Whether Defendants' failure to pay overtime to its employee was willful within the meaning of FLSA;

e. Whether Defendants failed and continue to fail to maintain accurate records of actual time worked by their employees;

f. Whether Defendants failed and continue to fail to record or report all actual time worked by their employees;

g. Whether Defendants' alleged failure to pay for all hours worked has deprived Webster and similarly situated employees of the minimum wage guaranteed to them under the FLSA, 29 U.S.C. § 206; and

h. Whether Defendants failed and continue to fail to provide accurate wage statements itemizing all actual time worked and wages earned by its employees.

58. Webster and Defendants' other employees are similarly situated and subject to its common practice, policy, or plan of refusing to compensate employees according to minimum wage laws, to pay employees for all hours worked, and refusing to pay overtime in violation of the FLSA.

59. The names and addresses of Defendants' other employees are available from it, and notice should be provided to the other employees via first class mail to their last known address as soon as possible.

60. Plaintiff also brings this claim for relief for violation of the FLSA as a collective action pursuant to Section 16(b) of the FLSA, 29 U.S.C. § 216(b), on behalf of himself and all others similarly situated, who have held the positions of Team Leader or Shift Supervisor

61. The Plaintiff seeks certification as a Collective Action to be described as follows: All individuals who were, are, or will be employed by SAYS in the SAYS positions at the SAYS facilities and were misclassified as exempt from the provisions of the FLSA in the past three (3) years, which have not opted-in to any other class or collective action in other venues, and worked in excess of forty (40) hours per week without overtime compensation.

VI. First Claim for Relief

(FLSA 29 U.S.C. § 201 et. seq., Brought by Plaintiff on behalf of himself and all FLSA Collective Action Plaintiffs)

62. Webster on behalf of himself and all FLSA Collective Action Plaintiffs, repeats and re-alleges all previous paragraphs of this Complaint as though fully set forth herein.

63. At all relevant times, Defendants have been and continues to be "employers" engaged in interstate commerce and/or the production of goods for commerce within the meaning of the FLSA, 29 U.S.C. § 203.

64. At all relevant times, Defendants employ or have employed employees, including Webster, who have been and/or continue to be engaged in interstate commerce and or the production of goods for commerce, within the meaning of the FLSA, 29 U.S.C. § 203.

65. At all relevant times, Defendants have had gross operating revenue in excess of \$500,000 annually.

66. The Plaintiff in this action, Lawrence Webster (“Webster”) has signed a Consent to Sue form pursuant to Section 16(b) of the FLSA, 29 U.S.C. §§ 216(b) and 256. Other individuals may sign consent forms and join as plaintiffs in the future.

67. The FLSA requires Defendants, as covered employers, to compensate all non-exempt employees for all hours worked, and to compensate all non-exempt employees at a rate of not less than one and one-half times their regular rate of pay for work performed in excess of forty (40) hours in a work week.

68. Defendants has failed and refused to comply with the FLSA’s wage requirements by failing to pay Plaintiff and other similarly situated employees one and one half times their regular rate for all hours worked in excess of forty (40) hours per week during Plaintiff’s employment as described in this Complaint.

69. Defendants deprived Webster and other similarly situated employees of overtime compensation for all of the hours over forty (40) per week in violation of the FLSA.

70. Defendant violated the FLSA by failing to pay overtime compensation to Plaintiff and other similarly situated employees.

71. Defendants were, and are, subject to the overtime pay requirements of the FLSA because it, as an enterprise, and their employees are engaged in commerce.

72. Defendants’ conduct and practices, as described above, were willful, intentional, unreasonable, arbitrary and in bad faith.

73. In some weeks, Plaintiff and others similarly situated may have worked so many hours that Defendants violated the minimum wage provisions of the FLSA, in addition to overtime provisions. 29 U.S.C. § 206(a)

74. By reason of the unlawful acts alleged herein, Defendants are liable to Plaintiff for monetary damages, liquidated damages and costs, including reasonable attorneys' fees provided by the FLSA for all violations which occurred beginning at least three (3) years preceding the filing of Plaintiff's initial complaint.

75. Defendants have not acted in good faith nor with reasonable grounds to believe its actions and omissions were not a violation of the FLSA, and, as a result thereof, Plaintiff is entitled to recover an award of liquidated damages in an amount equal to the amount of unpaid overtime premium pay and unpaid minimum wages described above pursuant to Section 16(b) of the FLSA, 29 U.S.C. § 216(b).

76. Alternatively, should the Court find that Defendants acted in good faith in failing to pay Plaintiff as provided by the FLSA, Plaintiff is entitled to an award of prejudgment interest at the applicable legal rate.

VII. Second Claim for Relief

(Individual Claim for Violation of AMWA Overtime and Minimum Wage Violations)

77. Plaintiff repeats and re-alleges all previous paragraphs of this Complaint as though fully set forth herein.

78. The AMWA required and requires Defendants to pay Plaintiff one and one half times his regular rate for all hours worked over forty (40) hours per work week during the applicable statutory limitations period.

79. Defendants required Plaintiff to work in excess of forty (40) hours in many if not all weeks, but failed to pay Plaintiff overtime compensation for all of the hours in excess of forty (40) hours each week.

80. Defendants deprived Plaintiff of overtime compensation for all of the hours over forty (40) per week, in violation of the AMWA.

81. Defendants' conduct and practice as described above, is and/or was willful, intentional, unreasonable, arbitrary and in bad faith.

82. In some weeks, Plaintiff may have worked so many hours that Defendants violated the minimum wage provisions of the AMWA, in addition to overtime provisions.

83. By reason of the unlawful acts alleged herein, Defendants are liable to Plaintiff for monetary damages, liquidated damages, prejudgment interest, civil penalties and costs, including reasonable attorneys' fees provided by the AMWA.

IX. Prayer for Relief

WHEREFORE, premises considered, Plaintiff Lawrence Webster, individually and on behalf of all others similarly situated, respectfully prays for declaratory relief and damages as follows:

(a) An order of this Court, entering judgement in Plaintiff's favor against each Defendant, jointly and severally.

(b) A declaratory judgment that the Defendants' practices alleged herein violate the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*, and attendant regulations at 29 C.F.R. § 516 *et seq.*

(c) A declaratory judgment that Defendants' practices alleged herein violate the Arkansas Minimum Wage Act, Ark Code Ann. § 11-4-201, *et seq.*, and the related regulations.

(d) Judgment for damages for all unpaid overtime and minimum wage compensation under the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*, and attendant regulations at 29 C.F.R. § 516 *et seq.*

(e) Judgment for damages for all unpaid overtime and minimum wage compensation under the Arkansas Minimum Wage Act, Ark Code Ann. § 11-4-201, *et seq.*, and the related regulations.

(f) Judgment for liquidated damages pursuant to the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*, and attendant regulations at 29 C.F.R. § 516 *et seq.*, in an amount equal to all unpaid overtime compensation owed to Plaintiff and members of the Class during the applicable statutory period.

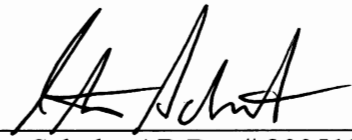
(g) Judgment for liquidated damages pursuant to the Arkansas Minimum Wage Act, Ark Code Ann. § 11-4-201, *et seq.*, and the related regulations.

(h) Judgment for any and all civil penalties to which Plaintiff and all other similarly situated employees may be entitled.

(i) An order directing Defendant to pay Plaintiff and members of the Class prejudgment interest, reasonable attorney's fees and all costs connected with this action.

(j) Such other and further relief as this Court may deem necessary, just and proper.

RESPECTFULLY SUBMITTED,
LAWRENCE WEBSTER,
Individually and on behalf of all
others similarly situated

By 
Steve Schulte AR Bar # 2005180
Schulte Law Firm
2024 Arkansas Valley Dr. #707
Little Rock, AR 72212
(501) 907-7070
steve@schultelaw.com

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS**

**LAWRENCE WEBSTER, INDIVIDUALLY
AND ON BEHALF OF
OTHERS SIMILARLY SITUATED**

PLAINTIFFS

v.

Case No. _____

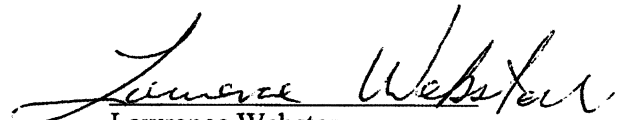
**SOUTH ARKANSAS YOUTH SERVICES, AND
JERRY WALSH**

DEFENDANTS

CONSENT TO JOIN COLLECTIVE ACTION

I was a Team Leader for Defendant on or after June 1, 2004. I understand this suit is being brought under the Fair Labor Standards Act (FLSA) for overtime compensation. As a current or former Team Leader for Defendant I consent to becoming a party plaintiff to this lawsuit, to be represented by Michael Ray and Steven Schulte, and to be bound by any settlement of this action or adjudication of the Court.

I declare under penalty of perjury that the foregoing is true and correct.


Lawrence Webster

JS 44 (Rev. 06/17)

CIVIL COVER SHEET 5:17-cv-237-BRW

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

Webster, Lawrence

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

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

See Attachment

DEFENDANTS

South Arkansas Youth Services, Inc
Walsh, Jerry K.

County of Residence of First Listed Defendant Columbia
(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)

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

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

Click here for: Nature of Suit Code Descriptions.

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Tort Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Injury Product Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input checked="" type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

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. 201 et seq.

Brief description of cause:
FLSA Violation: unpaid overtime

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: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE _____

DOCKET NUMBER _____

DATE 9/8/2017

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

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

ATTORNEYS FOR PLAINTIFF

1) Steven E. Schulte

Address: 2024 Arkansas Valley Dr. Ste. 708 Little Rock, AR 72212

Phone: 501 907 7070

2) Michael Ray

Address: PO Box 1123 Crossett, AR 71635

Phone: 870 364 5176

ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Fmr. Employee Claims AK Juvenile Detention Center, Director Owe Unpaid Overtime](#)
