

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA  
CASE NO.:

MILE HIGH LABS, INC., a Colorado corporation,  
And,  
STEPHEN MUELLER, an individual resident of  
Colorado,

v.

CANADIAN AMERICAN STANDARD HEMP, INC.,  
a Delaware corporation, and THOM KIDRIN and  
CHRISTOPHER RYAN, residents of Rhode Island, and  
TURNING POINT BRANDS, INC., a Delaware  
Corporation,

Defendants.

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**COMPLAINT AGAINST DEFENDANTS CANADIAN AMERICAN STANDARD HEMP,  
INC., THOM KIDRIN, CHRISTOPHER RYAN, AND TURNING POINT BRANDS, INC.  
FOR COPYRIGHT INFRINGEMENT, UNFAIR COMPETITION, DECEPTIVE AND  
UNFAIR TRADE PRACTICES, AND VIOLATION OF RIGHT TO PUBLICITY**

Plaintiffs, MILE HIGH LABS, INC., and STEPHEN MUELLER, by and through  
undersigned counsel, and file its Verified Complaint as follows:

**The Parties**

1. Plaintiff, MILE HIGH LABS, INC. (hereinafter referenced as “Mile High”) is a Colorado corporation, and at all times relevant, with an office in Wellington, Florida.
2. Plaintiff, STEPHEN MUELLER, is a resident of Colorado.
3. Defendant CANADIAN AMERICAN STANDARD HEMP, INC. (hereinafter referred to as “CASH”), is a corporation of Delaware, and upon information and belief, conducts business in Florida, has misappropriated copyrighted materials in Florida, and is otherwise sui juris.

4. Defendant THOM KIDRIN is a resident of Rhode Island, has directed, and exercised dominion and control over the infringing activities complained of below, and is otherwise sui juris.

5. Defendant CHRISTOPHER RYAN is a resident of Rhode Island, has directed, and exercised dominion and control over the infringing activities complained of below, and is otherwise sui juris.

6. Defendant, TURNING POINT BRANDS, INC., is a Delaware corporation, a publicly traded company that operates in Florida, and is otherwise sui juris.

**PERSONAL AND SUBJECT MATTER JURISDICTION AND VENUE**

7. Defendants are subject to personal jurisdiction by virtue of their copyrighted materials that were developed and published in Florida, and by virtue of their doing business in Florida.

8. This is an action against Plaintiffs for infringement of a registered copyright in violation of the Copyright Act, 17 U.S.C. § 501.

9. This Court has jurisdiction pursuant to the Copyright Act 17 U.S.C. §§ 101 *et seq.*, and 28 U.S.C. § 1331 for a federal question under the laws of the United States and under 28 U.S.C. § 1338(a).

10. Venue is proper pursuant to 28 U.S.C. 1391(b) and (c), in that the parties agreed to venue, and the acts complained of substantially occurred in this judicial district.

**THE FACTS**

9. Plaintiffs are the owners of MILE HIGH, a CBD extraction company located in Loveland, Colorado. As recently as last year, in 2018, Plaintiffs were able to obtain a record for the industry Series A offering of \$35,000,000.

10. As part of the offering, Plaintiffs created a proprietary informational package (“the Work”), which, amongst other things, demonstrated their extraction capabilities by providing somewhat detailed photographs, images, and details of their collective capabilities comprising revolutionary and industry leading technological advancements in extracting CBD from the hemp plant.

12. Plaintiffs developed the Work as a means of distributing the Work through appropriate investment channels, and the Work contains one-of-a-kind machinery, personal images of Plaintiff Stephen Mueller, and a description of production capabilities that are unique to Plaintiffs. Simply, no other entity or person maintains the capabilities that are demonstrated in the Work, other than Plaintiffs.

13. The Work is subject to US Copyright Registration Number TX0008679489, and comprises technical data, capability data, know-how, and photographs and images, that amongst other things, contains images of Plaintiff Stephen Mueller, a well-known in the industry pioneer. (**Exhibit A**).

14. Defendants, specifically, on November 26, 2018, issued a press release announcing that Defendant Turning Point Brands is “an industry leading marketer of Other Tobacco Products (“OTP”), announced that it is has acquired a minority stake in Canadian American Standard Hemp Inc. (“CASH”). The deal will give TPB 19.99% ownership of CASH. (Exhibit C).

15. Defendant CASH claims to have has facilities in Warwick, Rhode Island that currently produce tinctures, capsules, topical products, vape cartridges and oral sprays that contain cannabidiol isolate (“CBD”), developed through “proprietary extraction technologies.”

16. In making such disclosure, CASH used the investment materials exclusively developed by and for Plaintiffs, and the “proprietary extraction technologies” claimed by Defendant CASH are actually those of Plaintiffs, and as such, the use of the Work constitutes copyright infringement,

fraud, and by using the images of Plaintiff Stephen Mueller, a violation of his right of publicity for commercial gain.

16. Defendants have used the Work for the purpose of raising money through wrongful misappropriation of the Work, and in doing so, are falsely claiming that the technological advancements of Plaintiffs are those of Defendants, and have deceived the consuming investment public by displaying the Work without authority, and by raising money by devious and fraudulent means.

17. In their own words, “The investment by Defendant Turning Point Brands in CASH positions “TPB” to meaningfully participate in the market for hemp-derived products. Through its investment in CASH, TPB will have access to CASH’s proprietary extraction processes enabling the harvest of cannabinoids for use in the creation and distribution of high-quality hemp-derived products. As TPB evolves to provide superior experiences for its customers beyond tobacco, this investment provides the capabilities to be at the forefront of this burgeoning market. TPB and CASH will work together to support and encourage farmers in Rhode Island, Kentucky and across the country to develop hemp farming and cannabinoid cultivation techniques. As part of TPB’s strategic investment, TPB will appoint Graham Purdy, President of New Ventures, to the CASH Board of Directors.” (**Exhibit C**).

18. Defendants CASH, KEDRIN, and RYAN, have wrongfully and fraudulently exploited the Work to raise money, and have stated: “We are pleased to have Turning Point Brands as an equity and strategic partner in Canadian American Standard Hemp. Turning Point Brands, brings a worldwide professional organization with particular expertise in brand development, marketing and



distribution points that is unparalleled in the emerging CBD marketplace,” stated Thom Kidrin, Chief Executive Officer of CASH.” **(Exhibit C)**.

19. Furthermore, CASH obtained, and TPB invested monies based on the false and fraudulent use of the Work to convince TPB to invest. “The New Ventures division at TPB was created to tap into the vast potential of the alternatives market,” said Graham Purdy, President of New Ventures. “Combining CASH’s expertise with our infrastructure will allow us to move swiftly into multiple lanes in the growing alternatives marketplace.” **(Exhibit C)**.

20. The investments procured by CASH, KEDRIN and RYAN, and the exploitation of the purported technologies allegedly possessed by Defendants’ collectively is a false and misappropriated use of the Work, and the unpermitted use of Plaintiff Stephen Mueller’s likeness has resulted in lost profits, opportunities, and the right to the exclusive use of the Work for commercial gain.

21. Plaintiffs have lost the opportunity to gain the investments of the consuming investing public by competing with a fraudulent and unauthorized use of the Work, and the representations made by Defendants as to their respective expertise and technology is a fraud. Only Plaintiffs have the expertise and technology embodied and demonstrated in the Work, and the right to make such exploitation.

22. Defendants have, and continue to make offerings for investment, using the Work without authority, for commercial gain, and have used the likeness of Plaintiff Stephen Mueller, lending credence and respectability to an offering that should be made exclusively by Plaintiffs.

23. Defendant Turning Point Brands was notified of Plaintiff’s objection to the investment and the use of the Work to create further misrepresentations, and the complaint to Defendant TPB,

through Larry Wexler, resulted in no cessation of misappropriation. (**Exhibit D**).

24. Defendants continue using the Work on the CASH website, and have no license or permission to do so, are seeking additional investment by fraudulently portraying technological capabilities they do not possess, and despite repeated demands to cease its infringing and fraudulently activity, Defendants continue to commit the wrongful acts complained of.

**COUNT I- COPYRIGHT INFRINGEMENT AGAINST ALL DEFENDANTS**

25. Plaintiff MILE HIGH incorporates by reference, paragraphs 1-24 as if fully stated herein.

26. Plaintiff MILE HIGH is the owner of the Work and Defendants are using the registered artwork (“the Work”) without authority or permission.

27. The material used by Defendants is so substantially similar to the Work as to be identical in almost every respect. A comparison of the Work to the Defendants’ infringing materials is attached as **Exhibit B**.

28. Defendants have had access to the Work by virtue of its blatant and identical copying, including using the images of Plaintiff Stephen Mueller. Defendants have so blatantly copied the Work that it is per se intentional. (Attached as **Exhibit E** is the declaration of Jason Roth).

29. A copy of the Registration has been issued but not yet received.

30. A side by side comparison of the submitted specimen is attached as **Exhibit B**.

31. Defendants’ collective use is willful.

32. Plaintiff MILE HIGH is damaged as a result of the acts of infringement complained of.

WHEREFORE, Plaintiff MILE HIGH LABS, INC. demands judgment against the Defendants as this Court deems fit and just, including, but not limited to monetary and injunctive relief.

**COUNT II-UNFAIR COMPETITION UNDER FLORIDA LAW**

33. Plaintiff MILE HIGH re-alleges and incorporates paragraphs 1-32 as though set forth in full herein.

34. Defendants' conduct described herein constitutes unfair competition under Florida law.

35. Defendants' conduct is willful and intentional, and has caused and is continuing to cause irreparable harm for which there is no remedy at law.

WHEREFORE, Plaintiff MILE HIGH respectfully requests judgment against Defendants, and that they be held accountable for damages, that injunctive relief be granted, and the Court grant any and all additional relief as deemed just and proper.

**COUNT III-DECEPTIVE AND UNFAIR TRADE PRACTICES  
UNDER FLA. STAT. §501.201**

36. Plaintiff re-alleges and incorporates paragraphs 1-35 as though set forth in full herein.

37. This is an action under the Florida Deceptive and Unfair Trade Practices Act, Fla. Stat. §501.201 et seq.

38. Defendants' actions described herein are calculated to deceive and actually do deceive the public into mistakenly believing that Defendants are affiliated, connected or associated with MILE HIGH's exclusive right to the technology, know-how, and advancements in the extraction industry, and Defendants have falsely represented to the public that the technology and know-how owned by MILE HIGH is that of Defendants, and as a result, have profited monetarily through raising investment capital, amongst other things.

39. As such, Defendants have intentionally engaged and continue to engage in unfair methods of competition, unconscionable acts or practices, and unfair, deceptive acts or practices in the conduct of trade or commerce in violation of Fla. Stat. §501.204, and are so egregious that Plaintiffs should be entitled to its fees and costs under Fla. Stat. § 201.2105.

WHEREFORE, Plaintiff MILE HIGH respectfully requests judgment against Defendants, and that they be held accountable for damages, that injunctive relief be granted, and the Court grant any and all additional relief as deemed just and proper.

**COUNT IV-VIOLATION OF RIGHT OF PUBLICITY**

40. Plaintiff STEPHEN MUELLER re-alleges and incorporates paragraphs 1-39 as though set forth in full herein.

41. Defendants are using, and have used, the likeness of Plaintiff STEPHEN MUELLER in materials that they have disseminated to others for commercial gain, in violation of Florida Statute §540.08.

42. Defendants' use of the likeness is without express or oral consent. (Attached as **Exhibit F** is the declaration of Stephen Mueller).

43. As a result of Defendants unlawful use of Mr. Mueller's image used for commercial gain, Mr. Mueller has suffered damages, by amongst other things, being falsely attributed to the devious acts of Defendants in their efforts to raise investment capital, and by fraudulently portraying to the consuming public that Mr. Mueller has permitted the use of the technology and know-how that only he, as a pioneer in the industry, possesses.

44. Plaintiff STEPHEN MUELLER rights have been violated, and he is entitled to injunctive relief, a reasonable royalty, punitive and exemplary damages in accordance with Florida Statutes §540.08.

**PRAYER FOR RELIEF**

WHEREFORE, Plaintiff, MILE HIGH LABS, INC. and STEPHEN MUELLER, prays that the Court award the following relief:

- A. Temporarily and permanently enjoining Defendants, their officers, employees, and agents, distributors, and all persons and entities in active concert or participation with any of them from using, displaying, advertising, or selling their goods and services under, or otherwise doing business or holding themselves out to the public using the Work, or by falsely claiming that they own or possess the technological know-how owned or possessed by Plaintiffs;
- B. Defendants to destroy all documents and materials, including stationary, signage, websites, mailers, brochures, pamphlets, catalogs, and other advertising and marketing materials bearing the Work, or comprising any portion thereof;
- C. Find that Defendants in this case have unfairly competed with Plaintiffs in a manner that requires an award of damages, attorneys fees, and punitive damages pursuant to Fla. Stat. §501.204, and find that the acts are so egregious that Plaintiffs should be entitled to its fees and costs under Fla. Stat. §501.204, and are so egregious that Plaintiffs should be entitled to its fees and costs under Fla. Stat. § 201.2105.
- D. Find that Defendants have violated Fla. Stat. §540.08, by using the likeness of Plaintiff STEPHEN MUELLER without authority or permission, and award injunctive relief, and damages, which include a reasonable royalty, punitive and exemplary damages, including attorneys fees.

D. Any other relief as this Court may deem just and proper.

F. Enjoining Defendants for acts of copyright infringement, unfair and deceptive trade practices, and for unauthorized use of Mr. Mueller's likeness.

**WHEREFORE**, Plaintiffs MILE HIGH and STEPHEN MUELLER requests

Trial by Jury and demands judgment as proven and as deemed just and proper.

Dated: February 26, 2019

Respectfully submitted,

By: /s/ Louis R. Gigliotti/  
Louis R. Gigliotti, Esq.  
Louis R. Gigliotti, PA  
Florida Bar No.: 71935  
1605 Dewey Street  
Hollywood, FL 33020  
Ph: (954) 471 4392  
[lgigliotti@bellsouth.net](mailto:lgigliotti@bellsouth.net)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the forgoing was filed ECF and served via electronic mail on this 2nd day of March, 2019.

By: /s/Louis R. Gigliotti  
Louis R. Gigliotti, Esq.





This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

*Kary A. Lush*

Acting United States Register of Copyrights and Director

Registration Number

**TX 8-679-489**

Effective Date of Registration:

November 28, 2018

## Title

Title of Work: Mile High Labs Offering

## Completion/Publication

Year of Completion: 2018

Date of 1st Publication: May 02, 2018

Nation of 1st Publication: United States

## Author

- Author: Mile High Labs, Inc.  
Author Created: text, photograph(s)  
Work made for hire: Yes  
Citizen of: United States  
Domiciled in: United States

## Copyright Claimant

Copyright Claimant: Mile High Labs, Inc.  
1011 Walnut Street, Boulder, CO, 80302, United States

## Rights and Permissions


Name: louis r gigliotti  
Email: lgigliotti@bellsouth.net  
Telephone: (954)471-4392  
Address: 1605 dewey street  
hollywood, FL 33020

## Certification

Name: louis r. gigliotti


# MILE HIGH LABS

Cannacord Genuity Presentation




Mile High Labs Extraction Platform


Proprietary Industrial Scale Process




Milling and Extraction



Purification



Evaporation



Distillation and Crystallization

**Comprehensive Extraction Capabilities**

- Extraction of THC, CBD and Other Cannabinoids
- Filtration, Distillation and Crystallization
- In Isolate or Distillate Form
- Large Scale, High-Volume Processing
- Engineered Particle Size Distribution

**MHL has the ability to output 10,000 kg per month. That's 6 million 50mg doses per day.**

Jun-18

MHL Presentation

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# C.A.S.H INC.

<http://canadianamericanhemp.com>

**NOTE:** This is on websites home page which has since been password protected. However, we saved a copy of this website prior to the perpetrator concealing already publicly disseminating Mile High Labs confidential intellectual property.

617.725.8900

info@cashinc.com

Innovative products and solutions for the new hemp revolution


**The Hemp Revival**

With its growing popularity among the general populace, hemp and its derivative products are more in demand than ever before.

Because of this an increasing number of corporate brands are launching their own hemp derived product lines, requiring quality reliable cannabinoids.

Thus we have a lucrative buyers market that is struggling to meet current supply needs.

On top of that batch processing which has been the standard is costly and requires constant monitoring



**Elevated Efficiency**

Utilizing high efficiency solvent recovery systems 95%+ and continuous flow moving bed chromatography, we are able to keep operational costs very low.

With total Wattage draw of under 600, electricity costs for 24 hour operation are sub \$100 per month.

Running the entire self-contained process requires only 2 employees per shift.




Image of Mile High Labs evaporation equipment presented on a Cannacord Genuity deck



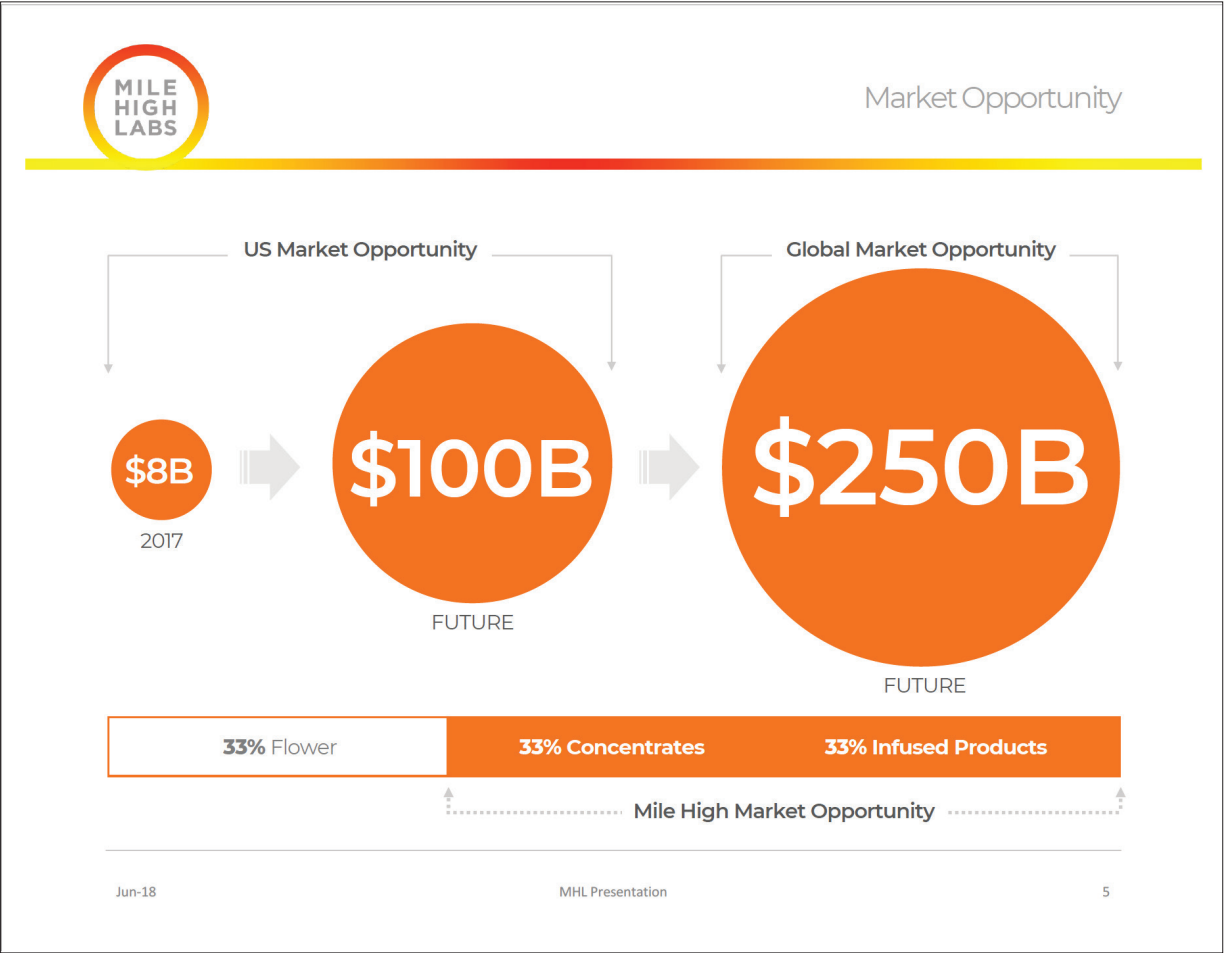
Image of Mile High Labs equipment presented on a Cannacord Genuity deck





MILE HIGH LABS  
Cannacord Genuity Presentation

C.A.S.H INC.  
<http://canadianamericanhemp.com/market>



Market opportunity data and layout used on Cannacord Genuity deck

# MILE HIGH LABS

Cannacord Genuity Presentation

C.A.S.H INC.  
<http://canadianamericanhemp.com/products>



Mile High Labs Bulk Extracts Products

### Extract, Distillate and Isolate Products



**Cornerstone Full Spectrum Extract**  
Contains full range of CBD, terpenes and extracted plant.

Used as an active ingredient in holistic and wellness product applications



**Cornerstone Distillate**  
On average 85% CBD while retaining terpenes and other beneficial compounds.

Used as an active ingredient in recreational and medical consumer product applications



**Cornerstone CBD Isolate**  
99.9% potency CBD. Small crystal sizes (~100um) achieve best bioavailability.

Used as an active ingredient in pharmaceutical and high-end product applications

**60%+ of Global Cannabis Concentrates and Infused CPG Market**  
**\$100B US Market 2043**

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### Extract, Distillate and Isolate Products



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**\$100B US Market 2043**


Ingredient images, descriptions, presentation layout used on Cannacord Genuity deck

# MILE HIGH LABS

Cannacord Genuity Presentation


# C.A.S.H INC.

<http://canadianamericanhemp.com/technology>




Mile High Labs Extraction Platform


Proprietary Industrial Scale Process




Milling and Extraction



Purification



Evaporation



Distillation and Crystallization

**Comprehensive Extraction Capabilities**

- Extraction of THC, CBD and Other Cannabinoids
- Filtration, Distillation and Crystallization
- In Isolate or Distillate Form
- Large Scale, High-Volume Processing
- Engineered Particle Size Distribution


**MHL has the ability to output 10,000 kg per month. That's 6 million 50mg doses per day.**

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Proprietary Industrial Scale Process



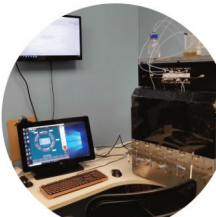
Milling & Extraction



Purification



Evaporation



Distillation & Crystallization

Image of milling process and extraction equipment at Mile High Labs facility




Image of Mile High Labs evaporation equipment presented on a Cannacord Genuity deck

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C.A.S.H INC.  
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**Proprietary Industrial Scale Process**




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**Sub Zero Ethanol Closed Loop Extraction**





**Continuous Flow Chromatography**

Image of purification equipment being installed at Mile High Labs facility



Image of Mile High Labs equipment presented on a Cannacord Genuity deck



# MILE HIGH LABS

**Cannacord Genuity Presentation**

C.A.S.H INC.

**<http://canadianamericanhemp.com/technology>**



## Mile High Labs Extraction Platform

## Proprietary Industrial Scale Process



## Milling and Extraction



## Purification



## Evaporation



## Distillation and Crystallization

### Comprehensive Extraction Capabilities

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MHL has the ability to output  
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MHL Presentation

E

Image of purification equipment  
being installed at Mile High Labs facility



## Sub Zero Ethanol Closed Loop Extraction



## Continuous Flow Chromatography



Unedited image of  
Mile High Labs CTO  
Stephen Mueller  
standing next to  
purification equipment

# MILE HIGH LABS

Cannacord Genuity Presentation

# C.A.S.H INC.

<http://canadianamericanhemp.com/products>



Mile High Labs Extraction Platform

Proprietary Industrial Scale Process



Milling and Extraction



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Evaporation



Distillation and Crystallization

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Market Tested Products


- Full product manufacturing and packaging
- On Site HPLC testing and third party verification
- Batch Storage and Fulfillment
- Complete Formulation Design




Plant Matter



Full Spectrum Extract



Distillate - 85%



CBD Isolate - 99%

Image of milling process and extraction equipment at Mile High Labs facility



Ingredient images used on Cannacord Genuity deck

# MILE HIGH LABS

Cannacord Genuity Presentation

C.A.S.H INC.  
<http://canadianamericanhemp.com/market>



Financial Highlights

- Extremely High Revenue Growth From Inception
- Very Low Base of Operating Expenses
- Extremely High EBITDA Margins and Cash Flow
- Efficient Business Model
- Capability to Extract THC, CBD and All Other Cannabinoids
- Ability to Output 10,000 kg Per Month

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Business Drivers

- **Efficient Business Model**
- **High Revenue Growth From Inception**
- **Very Low Base of Operating Expenses**
- **High EBITDA Margins and Cash Flow**
- **Capability to Extract THC, CBD and All Other Cannabinoids**
- **Ability to Output 10,000 kg Per Month**

Content derived from Cannacord Genuity deck



# MILE HIGH LABS

Cannacord Genuity Presentation

# C.A.S.H INC.

<http://canadianamericanhemp.com/technology>



Customers: Bulk Extracts

### Large Scale / Global Manufacturers



- Target pharmaceutical manufacturers
- Target nutritional product manufacturers
- Industrial scale extraction to meet high demand
- Significant investments in ensuring regulatory compliance

Target Customers



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### Large Scale / Global Manufactures

- Target pharmaceutical manufacturers
- Target nutritional product manufacturers
- Industrial scale extraction to meet high demand
- Significant investments in ensuring regulatory compliance



Target Companies:







- [Our Company](#)
- [Our Business](#)
- [International](#)
- [Investor Relations](#)
  - [Careers](#)
  - [Contact Us](#)

# TURNING POINT BRANDS MAKES STRATEGIC INVESTMENT IN CANADIAN AMERICAN STANDARD HEMP INC.

November 26, 2018

LOUISVILLE, Ky.--(BUSINESS WIRE)-- Turning Point Brands (NYSE: TPB), an industry leading marketer of Other Tobacco Products ("OTP"), announced that it has acquired a minority stake in Canadian American Standard Hemp Inc. ("CASH"). The deal will give TPB 19.99% ownership of CASH.

CASH has facilities in Warwick, Rhode Island that currently produce tinctures, capsules, topical products, vape cartridges and oral sprays that contain cannabidiol isolate ("CBD"), developed through proprietary extraction technologies.

The investment in CASH positions TPB to meaningfully participate in the market for hemp-derived products. Through its investment in CASH, TPB will have access to CASH's proprietary extraction processes enabling the harvest of cannabinoids for use in the creation and distribution of high-quality hemp-derived products. As TPB evolves to provide superior experiences for its customers beyond tobacco, this investment provides the capabilities to be at the forefront of this burgeoning market. TPB and CASH will work together to support and encourage farmers in Rhode Island, Kentucky and across the country to develop hemp farming and cannabinoid cultivation techniques. As part of TPB's strategic investment, TPB will appoint Graham Purdy, President of New Ventures, to the CASH Board of Directors.

"Today's investment is the first of many moves the company expects to make in the flourishing alternative products space," said Larry Wexler, President and Chief Executive Officer of Turning Point Brands. "Innovation is a driving force in our company. Adult consumers' needs are evolving, and we intend to leverage our core expertise in sales, distribution and marketing to meet those needs today and into the future."

"We are pleased to have Turning Point Brands as an equity and strategic partner in Canadian American Standard Hemp. Turning Point Brands, brings a worldwide professional organization with particular expertise in brand development, marketing and distribution points that is unparalleled in the emerging CBD marketplace," stated Thom Kidrin, Chief Executive Officer of CASH.

“The New Ventures division at TPB was created to tap into the vast potential of the alternatives market,” said Graham Purdy, President of New Ventures. “Combining CASH’s expertise with our infrastructure will allow us to move swiftly into multiple lanes in the growing alternatives marketplace.”

**About Turning Point Brands, Inc.**

Louisville, Kentucky-based Turning Point Brands, Inc. (NYSE: TPB) is a leading U.S. provider of Other Tobacco Products. TPB, through its focus brands, Stoker’s® in Smokeless products, Zig-Zag® in Smoking products and VaporBeast® and VaporFi® in NewGen products, generates solid cash flow which it uses to finance acquisitions, increase brand support and strengthen its capital structure. TPB does not sell cigarettes. More information about the company is available at its corporate website, [www.turningpointbrands.com](http://www.turningpointbrands.com).

**About Canadian American Standard Hemp, Inc.**

Canadian American Standard Hemp, Inc. (“CASH”) is a privately held company headquartered in Rhode Island. CASH has developed highly proprietary materials processing technology believed to be important in the processing of hemp biomass into high quality isolate. CASH has structured itself to be able to sell isolate wholesale to the burgeoning hemp and CBD related markets, as well as built the internal capabilities to make a host of retail products ready for distribution under owned and private label brands.

**Forward-Looking Statements**

This press release contains forward-looking statements within the meaning of the federal securities laws. Forward-looking statements may generally be identified by the use of words such as “anticipate,” “believe,” “expect,” “intend,” “plan” and “will” or, in each case, their negative, or other variations or comparable terminology. These forward-looking statements include all matters that are not historical facts. By their nature, forward-looking statements involve risks and uncertainties because they relate to events and depend on circumstances that may or may not occur in the future. As a result, actual events may differ materially from those expressed in or suggested by the forward-looking statements. Any forward-looking statement made by TPB in this press release speaks only as of the date hereof. New risks and uncertainties come up from time to time, and it is impossible for TPB to predict these events or how they may affect it. TPB has no obligation, and does not intend, to update any forward-looking statements after the date hereof, except as required by federal securities laws. Factors that could cause these differences include, but are not limited to:

- declining sales of tobacco products, and expected continuing decline of sales, in the tobacco industry overall;
- our dependence on a small number of third-party suppliers and producers;
- the possibility that we will be unable to identify or contract with new suppliers or producers in the event of a supply or product disruption;
- the possibility that our licenses to use certain brands or trademarks will be terminated, challenged or restricted;
- failure to maintain consumer brand recognition and loyalty of our customers;
- substantial and increasing U.S. regulation;
- regulation of our products by the FDA, which has broad regulatory powers;
- uncertainty related to the regulation and taxation of our NewGen products;

- possible significant increases in federal, state and local municipal tobacco-related taxes;
- possible increasing international control and regulation;
- our reliance on relationships with several large retailers and national chains for distribution of our products;
- our amount of indebtedness;
- the terms of our credit facilities, which may restrict our current and future operations;
- intense competition and our ability to compete effectively;
- uncertainty and continued evolution of markets containing our NewGen products;
- significant product liability litigation;
- the scientific community's lack of information regarding the long-term health effects of electronic cigarettes, vaporizer and e-liquid use;
- requirement to maintain compliance with master settlement agreement escrow account;
- competition from illicit sources;
- our reliance on information technology;
- security and privacy breaches;
- contamination of our tobacco supply or products;
- infringement on our intellectual property;
- third-party claims that we infringe on their intellectual property;
- failure to manage our growth;
- failure to successfully integrate our acquisitions or otherwise be unable to benefit from pursuing acquisitions;
- fluctuations in our results;
- exchange rate fluctuations;
- adverse U.S. and global economic conditions;
- sensitivity of end-customers to increased sales taxes and economic conditions;
- failure to comply with certain regulations;
- departure of key management personnel or our inability to attract and retain talent;
- imposition of significant tariffs on imports into the U.S.;
- reduced disclosure requirements applicable to emerging growth companies may make our common stock less attractive to investors, potentially decreasing our stock price;
- failure to maintain our status as an emerging growth company before the five-year maximum time period a company may retain such status;

- our principal stockholders will be able to exert significant influence over matters submitted to our stockholders and may take certain actions to prevent takeovers;
- our certificate of incorporation and bylaws, as well as Delaware law and certain regulations, could discourage or prohibit acquisition bids or merger proposals, which may adversely affect the market price of our common stock;
- our certificate of incorporation limits the ownership of our common stock by individuals and entities that are Restricted Investors. These restrictions may affect the liquidity of our common stock and may result in Restricted Investors being required to sell or redeem their shares at a loss or relinquish their voting, dividend and distribution rights;
- future sales of our common stock in the public market could reduce our stock price, and any additional capital raised by us through the sale of equity or convertible securities may dilute your ownership in us;
- we may issue preferred stock whose terms could adversely affect the voting power or value of our common stock; and
- our status as a “controlled company” could make our common stock less attractive to some investors or otherwise harm our stock price.

View source version on businesswire.com: <https://www.businesswire.com/news/home/20181126005755/en/>

[ir@tpbi.com](mailto:ir@tpbi.com)

Robert Lavan, CFO

(502) 774-9238

Source: Turning Point Brands

[<< Back to News Releases](#)

Fw: Misappropriation of certain intellectual property rights, attention Robert Levan  
att.net/Inbox

- **Igigiotti** [lgigliotti@bellsouth.net](mailto:lgigliotti@bellsouth.net)
- To: Louis gigliotti

Mar 5 at 10:29 AM

**From:** Robert Lavan <[rlavan@tpbi.com](mailto:rlavan@tpbi.com)>

**Subject:** RE: Misappropriation of certain intellectual property rights, attention Robert Levan

**Date:** November 28, 2018 at 4:51:01 PM MST

**To:** Jason Roth <[j.roth@milehighlabs.com](mailto:j.roth@milehighlabs.com)>, Investor Relations <[IR@tpbi.com](mailto:IR@tpbi.com)>

**Cc:** Lou Gigliotti <[lgigliotti@bellsouth.net](mailto:lgigliotti@bellsouth.net)>, Tom Pollard <[TPollard@canaccordgenuity.com](mailto:TPollard@canaccordgenuity.com)>, Lou Haas <[lhaas@hnattorneys.com](mailto:lhaas@hnattorneys.com)>, Bradley Colmer <[b.colmer@milehighlabs.com](mailto:b.colmer@milehighlabs.com)>, Caitlin Carson <[ccarson@tpbi.com](mailto:ccarson@tpbi.com)>

Jason, there was no reference of the website or materials in our Canadian American Standard Hemp press release. If you believe there are damages related to any misappropriation of intellectual property rights related to images, please send those on to Canadian American Standard Hemp.

Regards,

Bobby Lavan

Chief Financial Officer

Turning Point Brands

**From:** Jason Roth <[j.roth@milehighlabs.com](mailto:j.roth@milehighlabs.com)>

**Sent:** Wednesday, November 28, 2018 1:12 PM

**To:** Investor Relations <[IR@tpbi.com](mailto:IR@tpbi.com)>

**Cc:** Lou Gigliotti <[lgigliotti@bellsouth.net](mailto:lgigliotti@bellsouth.net)>; Tom Pollard <[TPollard@canaccordgenuity.com](mailto:TPollard@canaccordgenuity.com)>; Lou Haas <[lhaas@hnattorneys.com](mailto:lhaas@hnattorneys.com)>; Bradley Colmer <[b.colmer@milehighlabs.com](mailto:b.colmer@milehighlabs.com)>

**Subject:** Misappropriation of certain intellectual property rights, attention Robert Levan

Robert,

This morning I discovered a recent press released issued by Turning Point Brands, regarding your recent investment into Canadian American Standard Hemp Inc.

We discovered surprisingly, that the CASH website contains images that belong exclusively to Mile High Labs Inc, specifically the photographs of our proprietary

Equipment our raw material, processes, employees and even more ridiculous there is a photo of my partner Stephen Mueller on your website. Needless to say this false association is not

sponsored or approved by Mile High Labs and their use constitutes copyright infringement and also violates my partner Steven Mueller's likeness. He and our company

Is now associated with certain representations made by Turning Point Brands and it appears that Thom Kidrin maybe responsible for the misappropriation.

At this point we are not sure if you are seeking to invest in a viable company who can meet the requirements you seek, or whether you have been ripped off.

I respectfully demand that you respond in writing within 5 days. We have dedicated substantial resources to developing our propriety equipment, information and processes

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And we simply cannot permit such a blatant theft or protectable intellectual property. Your rash of press releases have now usurped Mile High Labs's rights to control its

Image and how it disseminates information into this competitive market place, the consuming public and the pool of relevant investors. TPB does not own those images as they belong

To Mile High Labs, the CASH website is a near knock off of Mile High Labs Investor Presentation and our website. These images were provided to Canaccord Genuity and we believe may have

Participated in this wrongful dissemination. Though we expected them to demonstrate greater care and professionalism. If we do not hear from you within the 5 days then we will explore all

Legal remedies which may include Damages and Injunctive Relief.

I respectfully await your response.

Kind Regards,

Jason Roth

Chief Executive Officer

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Mile High Labs International Inc.™

[milehighlabs.com](http://milehighlabs.com)

<https://www.turningpointbrands.com/investor-relations/news-releases/2018/11-26-2018-213012244>

<http://canadianamericanhemp.com/technology>

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IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA  
CASE NO.:

MILE HIGH LABS, INC., a Colorado corporation,  
And,  
STEPHEN MUELLER, an individual resident of  
Colorado,

v.

CANADIAN AMERICAN STANDARD HEMP, INC.,  
a Delaware corporation, and THOM KIDRIN and  
CHRISTOPHER RYAN, residents of Rhode Island, and  
TURNING POINT BRANDS, INC., a Delaware  
Corporation,

Defendants.

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**DECLARATION OF JASON ROTH**

I, JASON ROTH, on this 25th day of February, 2019, declare, pursuant to 28 USC §1746, under penalty of perjury, that the following statement is true and correct, and is based on my personal knowledge of the facts as stated herein:

1. I, Jason Roth, am the Chief Executive Officer of Plaintiff, Mile High Labs, Inc., located in, amongst other places, Wellington, Florida, and Boulder, Colorado.
2. The company was founded in 2016, and in 2018, we closed a successful Series A capital raise, that is reported to be the largest in the history of the hemp industry. In the last month, Congress passed the Farm Bill, which resulted in hemp being removed from the Controlled Substances Act, resulting in fewer impediments to obtaining investment capital.
3. As part of the process for raising capital, we were required to prepare substantial informational materials, used to educate potential investors about the CBD industry. These materials contain narrative, and images detailing, in part, some of our proprietary machinery and processes.
4. While in our Florida office, I took the lead in preparing these materials, I directed our marketing and investment teams, I found investment banks, participated heavily in creating the Work, and these materials were instrumental in obtaining the investment opportunities we sought. I believe that the materials were disseminated by an investment bank to a potential investor who in turn further disseminated the Work.

5. In or around November 26, 2018, I discovered that Defendants issued a press release stating that Turning Point Brands had invested in Defendant CASH, and when I researched the information behind the press release, I discovered that our materials were used by Defendants to raise investment capital.

6. Mile High Lab's technology and proprietary processes have resulted in it enjoying the reputation as a leader in the CBD oil extraction industry, and our proprietary machinery and processes capabilities were sold by Defendant CASH to Turning Point Brands.

7. The investment materials we developed are subject to US Copyright Registration No. TX0008679489, and the photographs used in the materials are subject to the copyright registration. (Exhibit B to the Complaint).

8. On November 28, 2018, I contacted Larry Wexler, the President of Turning Point Brands. I sent an email objecting to the use of our materials by Defendant CASH. (Exhibit D, to the Complaint.)

9. Turning Point Brands is a known entity in the industry, and is the owner of such brands as Zig Zag, and Beechnut. Defendant Turning Point Brands would have been an optimal partner, and as a result of the misappropriation of our materials, Defendant CASH sold a technology and know-how based investment to Turning Point Brands based on fraudulent misrepresentations of capability.

10. By using the photographs of our founder, Stephen Mueller, a false association with Mile High Labs misleads the investment public into believing that these prospective investments may be made with the understanding that Mr. Mueller may have involvement with Defendants, and with Mr. Mueller comes great technical expertise and know-how.

11. Obtaining investment opportunities in the CBD industry is highly competitive, and Defendants are using our materials and the Work, and the other protected materials to gain a commercial and competitive advantage.

12. Unless enjoined, using images and photographs from our registered materials permits Defendants to portray to the consuming investment public that they have capabilities that do not actually possess, and as result, Mile High may lose investment opportunities that it would have otherwise deserved.

Dated: February 25, 2019

By: \_\_\_\_\_

Jason Roth

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA  
CASE NO.:

MILE HIGH LABS, INC., a Colorado corporation,  
And,  
STEPHEN MUELLER, an individual resident of  
Colorado,

v.

CANADIAN AMERICAN STANDARD HEMP, INC.,  
a Delaware corporation, and THOM KIDRIN and  
CHRISTOPHER RYAN, residents of Rhode Island, and  
TURNING POINT BRANDS, INC., a Delaware  
Corporation,

Defendants.

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**DECLARATION OF STEPHEN C. MUELLER**

I, STEPHEN C. MUELLER, on this 25th day of February, 2019, declare, pursuant to 28 USC §1746, under penalty of perjury, that the following statement is true and correct, and is based on my personal knowledge of the facts as stated herein:

1. I, Stephen Mueller, am the Founder and Chief Technology Officer of Plaintiff, Mile High Labs, Inc., located in, amongst other places, Loveland, Colorado.
2. The company was founded in 2016, and in 2018, we closed a successful Series A capital raise, that is reported to be the largest in the history of the hemp industry. In the last month, Congress passed the Farm Bill, which resulted in hemp being removed from the Controlled Substances Act, resulting in fewer impediments to obtaining investment capital.
3. As part of the process for raising capital, we were required to prepare substantial informational materials, used to educate potential investors about the CBD industry. These materials contain narrative, and images detailing, in part, some of our proprietary machinery and processes.
4. Mile High Labs, Inc. specializes in the high yield extraction of oil from the hemp plant, which is then processed, refined, and in some cases, crystallized. We create distillate and isolate products, amongst other things.
5. Mile High Labs, Inc., through my technological expertise, enjoys the advantage of having technology and science based know-how, producing high quality extracted oil, and much of the

custom-made machinery used in the extraction process is proprietary, and is not likely to be found in the labs of any of Mile High's competitors.

6. Mile High Lab's technology and proprietary processes have resulted in the reputation as a leader in the CBD oil extraction industry, and the business is growing rapidly.

7. The investment materials we developed are subject to US Copyright Registration No. TX0008679489, and the photographs used in the materials subject to copyright registration comprise, amongst other things, photographs of me, with my personal image. (Exhibit B to the Complaint).

8. In addition to the unauthorized use of the Work by Defendants, they have used my image in their materials, and do so without permission or authority.

9. I believe that the use of my personal image in Defendants' infringing investment materials falsely leads the consuming public to draw an association between me and Defendants. My expertise and know-how were very important in establishing the value to our investors, as I am known in the industry to be the creator of industry specific technological advancements.

10. This false association not only violates my right of publicity, but it misleads the investment public into believing that these prospective investments may be made with the understanding that I may have involvement with Defendants, all without my authority or permission and may cause problems with the current investment team we have compiled.

11. Obtaining investment opportunities in the CBD industry is highly competitive, and Defendants are using my image, and the other protected materials to gain a commercial and competitive advantage.

12. The machinery and processes described in the images and photographs, were misappropriated by Defendants, and Mile High Labs has dedicated substantial resources to developing cutting edge machinery and processes, resulting in high yield production of oil extraction that makes us a leader in the field.

13. By using images and photographs from our registered materials permits Defendants to portray to the consuming investment public that they have capabilities that do not actually possess, and as result, Mile High may lose investment opportunities that it would have otherwise deserved.

Dated: February 25, 2019

By:

  
Stephen C. Mueller

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.) **NOTICE: Attorneys MUST Indicate All Re-filed Cases Below.**

**I. (a) PLAINTIFFS****DEFENDANTS**

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

County of Residence of First Listed Defendant  
(IN U.S. PLAINTIFF CASES ONLY)

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

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

Attorneys (If Known)

(d) Check County Where Action Arose: ☐ MIAMI-DADE ☐ MONROE ☐ BROWARD ☐ PALM BEACH ☐ MARTIN ☐ ST. LUCIE ☐ INDIAN RIVER ☐ OKEECHOBEE ☐ HIGHLANDS

**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  | <b>PERSONAL INJURY</b>  | <input type="checkbox"/> 310 Airplane   | <input type="checkbox"/> 365 Personal Injury - Product Liability         | <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 | <input type="checkbox"/> 422 Appeal 28 USC 158                         | <input type="checkbox"/> 375 False Claims Act   |
| <input type="checkbox"/> 120 Marine   | <input type="checkbox"/> 315 Airplane Product Liability         | <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability | <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability  | <input type="checkbox"/> 423 Withdrawal 28 USC 157                       | <input type="checkbox"/> 424 Consumer Credit                           | <input type="checkbox"/> 376 Qui Tam (31 USC 3729 (a))  |
| <input type="checkbox"/> 130 Miller Act   | <input type="checkbox"/> 320 Assault, Libel & Slander           | <input type="checkbox"/> 370 Other Fraud  | <input type="checkbox"/> 371 Truth in Lending                            | <input type="checkbox"/> 425 Patent                                      | <input type="checkbox"/> 426 State Reapportionment                     | <input type="checkbox"/> 400 State Reapportionment  |
| <input type="checkbox"/> 140 Negotiable Instrument                                | <input type="checkbox"/> 330 Federal Employers' Liability       | <input type="checkbox"/> 372 Other Personal Property Damage                               | <input type="checkbox"/> 373 Property Damage Product Liability           | <input type="checkbox"/> 427 Trademark                                   | <input type="checkbox"/> 428 Consumer Credit                           | <input type="checkbox"/> 410 Antitrust  |
| <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment    | <input type="checkbox"/> 340 Marine                             | <input type="checkbox"/> 374 Other Personal Property Damage                               | <input type="checkbox"/> 375 Prison Condition                            | <input type="checkbox"/> 428 Trademark                                   | <input type="checkbox"/> 429 Consumer Credit                           | <input type="checkbox"/> 430 Banks and Banking  |
| <input type="checkbox"/> 151 Medicare Act   | <input type="checkbox"/> 345 Marine Product Liability           | <input type="checkbox"/> 376 Other Personal Property Damage                               | <input type="checkbox"/> 377 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 429 Consumer Credit                             | <input type="checkbox"/> 430 Patent                                    | <input type="checkbox"/> 430 Commerce   |
| <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) | <input type="checkbox"/> 350 Motor Vehicle                      | <input type="checkbox"/> 378 Other Personal Property Damage                               | <input type="checkbox"/> 379 Other Personal Property Damage              | <input type="checkbox"/> 430 Patent                                      | <input type="checkbox"/> 431 Patent - Abbreviated New Drug Application | <input type="checkbox"/> 460 Deportation  |
| <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits        | <input type="checkbox"/> 355 Motor Vehicle Product Liability    | <input type="checkbox"/> 380 Other Personal Property Damage                               | <input type="checkbox"/> 381 Property Damage Product Liability           | <input type="checkbox"/> 431 Patent - Abbreviated New Drug Application   | <input type="checkbox"/> 432 Trademark                                 | <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations                   |
| <input type="checkbox"/> 160 Stockholders' Suits                                  | <input type="checkbox"/> 360 Other Personal Injury              | <input type="checkbox"/> 382 Other Personal Property Damage                               | <input type="checkbox"/> 383 Property Damage Product Liability           | <input type="checkbox"/> 432 Trademark                                   | <input type="checkbox"/> 433 Patent                                    | <input type="checkbox"/> 480 Consumer Credit  |
| <input type="checkbox"/> 190 Other Contract                                       | <input type="checkbox"/> 362 Personal Injury - Med. Malpractice | <input type="checkbox"/> 384 Other Personal Property Damage                               | <input type="checkbox"/> 385 Property Damage Product Liability           | <input type="checkbox"/> 433 Patent                                      | <input type="checkbox"/> 434 Patent - Abbreviated New Drug Application | <input type="checkbox"/> 490 Cable/Sat TV   |
| <input type="checkbox"/> 195 Contract Product Liability                           | <input type="checkbox"/> 363 Personal Injury - Med. Malpractice | <input type="checkbox"/> 386 Other Personal Property Damage                               | <input type="checkbox"/> 387 Property Damage Product Liability           | <input type="checkbox"/> 434 Patent                                      | <input type="checkbox"/> 435 Patent - Abbreviated New Drug Application | <input type="checkbox"/> 850 Securities/Commodities/Exchange                                  |
| <input type="checkbox"/> 196 Franchise  | <input type="checkbox"/> 364 Personal Injury - Med. Malpractice | <input type="checkbox"/> 388 Other Personal Property Damage                               | <input type="checkbox"/> 389 Property Damage Product Liability           | <input type="checkbox"/> 435 Patent                                      | <input type="checkbox"/> 436 Patent - Abbreviated New Drug Application | <input type="checkbox"/> 890 Other Statutory Actions  |
| <b>REAL PROPERTY</b>  | <b>CIVIL RIGHTS</b>   | <b>PRISONER PETITIONS</b>   | <b>Habeas Corpus:</b>  | <b>LABOR</b>   | <b>SOCIAL SECURITY</b>   | <input type="checkbox"/> 891 Agricultural Acts  |
| <input type="checkbox"/> 210 Land Condemnation                                    | <input type="checkbox"/> 440 Other Civil Rights                 | <input type="checkbox"/> 463 Alien Detainee   | <input type="checkbox"/> 510 Motions to Vacate Sentence                  | <input type="checkbox"/> 710 Fair Labor Standards Act                    | <input type="checkbox"/> 861 HIA (1395ff)                              | <input type="checkbox"/> 893 Environmental Matters  |
| <input type="checkbox"/> 220 Foreclosure  | <input type="checkbox"/> 441 Voting                             | <input type="checkbox"/> 464 Alien Detainee   | <input type="checkbox"/> 511 Motions to Vacate Sentence                  | <input type="checkbox"/> 720 Labor/Mgmt. Relations                       | <input type="checkbox"/> 862 Black Lung (923)                          | <input type="checkbox"/> 895 Freedom of Information Act                                       |
| <input type="checkbox"/> 230 Rent Lease & Ejectment                               | <input type="checkbox"/> 442 Employment                         | <input type="checkbox"/> 465 Alien Detainee   | <input type="checkbox"/> 512 Motions to Vacate Sentence                  | <input type="checkbox"/> 740 Railway Labor Act                           | <input type="checkbox"/> 863 DIWC/DIWW (405(g))                        | <input type="checkbox"/> 896 Arbitration  |
| <input type="checkbox"/> 240 Torts to Land  | <input type="checkbox"/> 443 Housing/Accommodations             | <input type="checkbox"/> 466 Alien Detainee   | <input type="checkbox"/> 513 Motions to Vacate Sentence                  | <input type="checkbox"/> 751 Family and Medical Leave Act                | <input type="checkbox"/> 864 SSID Title XVI                            | <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision |
| <input type="checkbox"/> 245 Tort Product Liability                               | <input type="checkbox"/> 444 Amer. w/Disabilities - Employment  | <input type="checkbox"/> 467 Alien Detainee   | <input type="checkbox"/> 514 Motions to Vacate Sentence                  | <input type="checkbox"/> 790 Other Labor Litigation                      | <input type="checkbox"/> 865 RSI (405(g))                              | <input type="checkbox"/> 950 Constitutionality of State Statutes                              |
| <input type="checkbox"/> 290 All Other Real Property                              | <input type="checkbox"/> 445 Amer. w/Disabilities - Other       | <input type="checkbox"/> 468 Alien Detainee   | <input type="checkbox"/> 515 Motions to Vacate Sentence                  | <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 866 RSI (405(g))                              |   |
|   | <input type="checkbox"/> 446 Amer. w/Disabilities - Other       | <input type="checkbox"/> 469 Alien Detainee   | <input type="checkbox"/> 516 Motions to Vacate Sentence                  | <input type="checkbox"/> 792 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 867 RSI (405(g))                              |   |
|   | <input type="checkbox"/> 447 Education                          | <input type="checkbox"/> 470 Alien Detainee   | <input type="checkbox"/> 517 Motions to Vacate Sentence                  | <input type="checkbox"/> 793 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 868 RSI (405(g))                              |   |
|   | <input type="checkbox"/> 448 Education                          | <input type="checkbox"/> 471 Alien Detainee   | <input type="checkbox"/> 518 Motions to Vacate Sentence                  | <input type="checkbox"/> 794 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 869 RSI (405(g))                              |   |
|   |   | <input type="checkbox"/> 472 Alien Detainee   | <input type="checkbox"/> 519 Motions to Vacate Sentence                  | <input type="checkbox"/> 795 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)       |   |
|   |   | <input type="checkbox"/> 473 Alien Detainee   | <input type="checkbox"/> 520 Motions to Vacate Sentence                  | <input type="checkbox"/> 796 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 474 Alien Detainee   | <input type="checkbox"/> 521 Motions to Vacate Sentence                  | <input type="checkbox"/> 797 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 872 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 475 Alien Detainee   | <input type="checkbox"/> 522 Motions to Vacate Sentence                  | <input type="checkbox"/> 798 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 873 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 476 Alien Detainee   | <input type="checkbox"/> 523 Motions to Vacate Sentence                  | <input type="checkbox"/> 799 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 874 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 477 Alien Detainee   | <input type="checkbox"/> 524 Motions to Vacate Sentence                  | <input type="checkbox"/> 800 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 875 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 478 Alien Detainee   | <input type="checkbox"/> 525 Motions to Vacate Sentence                  | <input type="checkbox"/> 801 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 876 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 479 Alien Detainee   | <input type="checkbox"/> 526 Motions to Vacate Sentence                  | <input type="checkbox"/> 802 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 877 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 480 Alien Detainee   | <input type="checkbox"/> 527 Motions to Vacate Sentence                  | <input type="checkbox"/> 803 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 878 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 481 Alien Detainee   | <input type="checkbox"/> 528 Motions to Vacate Sentence                  | <input type="checkbox"/> 804 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 879 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 482 Alien Detainee   | <input type="checkbox"/> 529 Motions to Vacate Sentence                  | <input type="checkbox"/> 805 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 880 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 483 Alien Detainee   | <input type="checkbox"/> 530 General                                     | <input type="checkbox"/> 806 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 881 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 484 Alien Detainee   | <input type="checkbox"/> 531 Death Penalty                               | <input type="checkbox"/> 807 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 882 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 485 Alien Detainee   | <input type="checkbox"/> 532 Mandamus & Other                            | <input type="checkbox"/> 808 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 883 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 486 Alien Detainee   | <input type="checkbox"/> 533 Civil Rights                                | <input type="checkbox"/> 809 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 884 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 487 Alien Detainee   | <input type="checkbox"/> 534 Prison Condition                            | <input type="checkbox"/> 810 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 885 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 488 Alien Detainee   | <input type="checkbox"/> 535 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 811 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 886 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 489 Alien Detainee   | <input type="checkbox"/> 536 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 812 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 887 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 490 Alien Detainee   | <input type="checkbox"/> 537 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 813 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 888 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 491 Alien Detainee   | <input type="checkbox"/> 538 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 814 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 889 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 492 Alien Detainee   | <input type="checkbox"/> 539 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 815 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 890 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 493 Alien Detainee   | <input type="checkbox"/> 540 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 816 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 891 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 494 Alien Detainee   | <input type="checkbox"/> 541 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 817 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 892 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 495 Alien Detainee   | <input type="checkbox"/> 542 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 818 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 893 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 496 Alien Detainee   | <input type="checkbox"/> 543 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 819 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 894 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 497 Alien Detainee   | <input type="checkbox"/> 544 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 820 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 895 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 498 Alien Detainee   | <input type="checkbox"/> 545 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 821 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 896 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 499 Alien Detainee   | <input type="checkbox"/> 546 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 822 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 897 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 500 Alien Detainee   | <input type="checkbox"/> 547 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 823 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 898 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 503 Alien Detainee   | <input type="checkbox"/> 550 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 826 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 901 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 506 Alien Detainee   | <input type="checkbox"/> 553 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 829 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 904 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 507 Alien Detainee   | <input type="checkbox"/> 554 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 830 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 905 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 509 Alien Detainee   | <input type="checkbox"/> 556 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 832 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 907 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 511 Alien Detainee   | <input type="checkbox"/> 558 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 834 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 909 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 512 Alien Detainee   | <input type="checkbox"/> 559 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 835 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 910 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 516 Alien Detainee   | <input type="checkbox"/> 563 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 839 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 914 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 519 Alien Detainee   | <input type="checkbox"/> 566 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 842 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 917 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 520 Alien Detainee   | <input type="checkbox"/> 567 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 843 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 918 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 521 Alien Detainee   | <input type="checkbox"/> 568 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 844 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 919 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 522 Alien Detainee   | <input type="checkbox"/> 569 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 845 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 920 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 523 Alien Detainee   | <input type="checkbox"/> 570 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 846 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 921 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 524 Alien Detainee   | <input type="checkbox"/> 571 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 847 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 922 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 526 Alien Detainee   | <input type="checkbox"/> 573 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 849 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 924 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 527 Alien Detainee   | <input type="checkbox"/> 574 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 850 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 925 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 528 Alien Detainee   | <input type="checkbox"/> 575 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 851 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 926 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 529 Alien Detainee   | <input type="checkbox"/> 576 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 852 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 927 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 530 Alien Detainee   | <input type="checkbox"/> 577 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 853 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 928 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 531 Alien Detainee   | <input type="checkbox"/> 578 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 854 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 929 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 532 Alien Detainee   | <input type="checkbox"/> 579 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 855 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 930 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 533 Alien Detainee   | <input type="checkbox"/> 580 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 856 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 931 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 536 Alien Detainee   | <input type="checkbox"/> 583 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 859 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 934 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 537 Alien Detainee   | <input type="checkbox"/> 584 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 860 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 935 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 538 Alien Detainee   | <input type="checkbox"/> 585 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 861 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 936 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 539 Alien Detainee   | <input type="checkbox"/> 586 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 862 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 937 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 540 Alien Detainee   | <input type="checkbox"/> 587 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 863 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 938 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 541 Alien Detainee   | <input type="checkbox"/> 588 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 864 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 939 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 542 Alien Detainee   | <input type="checkbox"/> 589 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 865 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 940 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 543 Alien Detainee   | <input type="checkbox"/> 590 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 866 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 941 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 544 Alien Detainee   | <input type="checkbox"/> 591 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 867 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 942 IRS—Third Party 26 USC 7609               |   |
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|   |   | <input type="checkbox"/> 546 Alien Detainee   | <input type="checkbox"/> 593 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 869 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 944 IRS—Third Party 26 USC 7609               |   |
|   |   | <input type="checkbox"/> 547 Alien Detainee   | <input type="checkbox"/> 594 Prison Detainee - Conditions of Confinement | <input type="checkbox"/> 870 Empl. Ret. Inc. Security Act                | <input type="checkbox"/> 945 IRS—Third Party 26 USC 7609               |   |

**INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44****Authority For Civil Cover Sheet**

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

**I. (a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)

(c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

**II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked. Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

**III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

**IV. Nature of Suit.** Nature of Suit. Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).

**V. Origin.** Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

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

Refiled (3) Attach copy of Order for Dismissal of Previous case. Also complete VI.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

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

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

Remanded from Appellate Court. (8) Check this box if remanded from Appellate Court.

**VI. Related/Refiled Cases.** This section of the JS 44 is used to reference related pending cases or re-filed cases. Insert the docket numbers and the corresponding judges name for such cases.

**VII. 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

**VIII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) 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.

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

SUMMONS