

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA  
GAINESVILLE DIVISION**

FILED IN CLERK'S OFFICE  
U.S.D.C. -Gainesville

JUN 14 2011

JAMES N. HATTEN, Clerk  
By: *Vicki Dougherty*  
Deputy Clerk

PLAINTIFF A, PLAINTIFF B, )  
PLAINTIFF C, and PLAINTIFF D )

Plaintiffs, )

v. )

RICHARD WAYNE SCHAIR and )  
WET-A-LINE TOURS, LLC )

Defendants.)

CIVIL ACTION FILE

NO. \_\_\_\_\_

**2:11-CV-145**

**COMPLAINT**

Plaintiffs A, B, C and D, by and through their undersigned attorneys, bring this action against Defendants Richard Wayne Schair and Wet-A-Line Tours, LLC alleging as follows:

**NATURE AND BASIS OF ACTION**

1.

Plaintiffs are young Brazilian women, all of whom were victims of sex trafficking, in or affecting international commerce, as defined by the Victims of Trafficking and Violence Protection Act of 2000, while under the age of eighteen. They were caused to engage in commercial sex acts by Defendants. Plaintiffs bring this action using pseudonyms and are filing a motion to maintain their

anonymity. As set out more fully in that motion, Plaintiffs have a substantial privacy right and a right to safety that outweighs the customary and constitutionally embedded presumption of openness in judicial proceedings.

2.

Sex trafficking includes the recruitment, harboring, transportation, provision, or obtaining of a person under the age of eighteen years old or through the use of force, threats of force, fraud, or coercion for the purpose of engaging in a commercial sex act.

3.

Defendants, by and through their agents and employees, engaged in international commerce and sex trafficking of children by recruiting customers in the United States to engage in “sex tourism” in Brazil. Defendants arranged transportation for their customers from the United States to Brazil and recruited girls, including Plaintiffs and other girls, many of whom, like Plaintiffs, were under eighteen years of age, to engage in commercial sex acts with Defendants’ customers and with Defendant Schair himself aboard Defendants’ fishing boat, the AMAZON SANTANA.

4.

Defendant Schair, his employees, and/or his customers recruited young girls at a “social club” near the Amazon river using such tactics as displaying wealth, providing the girls alcoholic drinks, and other means of trickery and deceit, thereby inducing the girls to ride on the AMAZON SANTANA. Once the girls were on the boat, they were coerced into performing sex acts with Schair and his customers.

The Defendants were paid by the customers for their services, and sometimes the girls were paid modest amounts of money for engaging in these acts.

5.

The girls, including the Plaintiffs, were impoverished and the possibility of earning money on the boat was a significant inducement.

6.

Defendants committed such acts against Plaintiffs even though all were under the age of eighteen at the time -- one as young as twelve years old.

7.

By and through these actions, Defendants directly participated in the obtainment, recruitment, and harboring of minors under the age of eighteen years to engage in commercial sex acts through use of fraudulent and coercive means. Furthermore, Defendant Schair knowingly received financial benefits and other things of value as a result of the above-described actions of Wet-A-Line Tours and/or its employees. These actions violate 18 U.S.C. § 1591.

8.

Accordingly, Plaintiffs seek damages from Defendants under 18 U.S.C. § 1595 for trafficking them to engage in commercial sex acts (1) while under the age of eighteen, and (2) by means of force, fraud or coercion, in the State of Amazonas, Brazil, aboard the vessel AMAZON SANTANA, which has been

owned and operated by Defendants Richard Wayne Schair (“Schair”) and Wet-A-Line Tours, LLC (“Wet-A-Lines”) (collectively, “Defendants”), in an amount to be determined at trial.

9.

The Victims of Trafficking and Violence Protection Act of 2000 (TVPA), Pub. L. No. 106-386, 114 Stat. 1464 (2000), is a federal statute passed by Congress to prevent and protect against sex trafficking and punish the traffickers and compensate victims.

10.

Under the TVPA, a person commits the offense of sex trafficking by engaging in the following:

Sex Trafficking Of Children or By Force, Fraud, or Coercion

(a) Whoever knowingly -

- (1) in or affecting interstate or foreign commerce, or within the special maritime and territorial jurisdiction of the United States, recruits, entices, harbors, transports, provides, obtains, or maintains by any means a person; or
- (2) benefits, financially or by receiving anything of value, from participation in a venture which has engaged in an act described in violation of paragraph (1),

knowing, or in reckless disregard of the fact, that means of force, threats of force, fraud, coercion described in subsection (e)(2), or any combination of such means will be used to cause the person to engage

in a commercial sex act, or that the person has not attained the age of 18 years and will be caused to engage in a commercial sex act...

...

(e) In this section:

...

(2) The term "coercion" means -

(A) threats of serious harm to or physical restraint against any person;

(B) any scheme, plan, or pattern intended to cause a person to believe that failure to perform an act would result in serious harm to or physical restraint against any person;  
or

(C) the abuse or threatened abuse of law or the legal process.

(3) The term "commercial sex act" means any sex act, on account of which anything of value is given to or received by any person.

(4) The term "serious harm" means any harm, whether physical or nonphysical, including psychological, financial, or reputational harm, that is sufficiently serious, under all the surrounding circumstances, to compel a reasonable person of the same background and in the same circumstances to perform or to continue performing commercial sexual activity in order to avoid incurring that harm.

(5) The term "venture" means any group of two or more individuals associated in fact, whether or not a legal entity.

18 U.S.C. § 1591.

**PARTIES**

11.

Defendant Richard Wayne Schair is a United States citizen and a resident of Gainesville, Georgia who founded Wet-A-Line Tours fishing tour company and registered it as a Georgia Limited Liability corporation in July of 1998. Schair, by and through his employees or agents, recruited, obtained, harbored, and transported young girls under the age of eighteen aboard the AMAZON SANTANA and used fraudulent means to solicit and coerce Plaintiffs into commercial sexual acts with his customers on the AMAZON SANTANA.

12.

Defendant Wet-A-Line Tours has run fishing tours for mainly United States customers to Brazil and Mexico. For several years up until 2009, Wet-A-Line Tours operated week-long fishing tours along rivers in the Amazon River basin in Brazil aboard the AMAZON SANTANA. It is on such tours that Plaintiffs were recruited and obtained to perform commercial sexual acts when they were minors through means of fraud and coercion.

13.

Plaintiff A is a citizen of Brazil, who resides in the state of Amazonas, Brazil. When she was under the age of eighteen, Plaintiff A was coerced into

performing commercial sexual acts for Defendants' passengers aboard the AMAZON SANTANA.

14.

Plaintiff B is a citizen of Brazil, who resides in the state of Amazonas, Brazil. When she was sixteen years old, Plaintiff B was coerced into taking drugs and performing commercial sex acts for Defendants' passengers aboard the AMAZON SANTANA.

15.

Plaintiff C is a citizen of Brazil, who resides in the state of Amazonas, Brazil. When she was twelve years old, Plaintiff C was fraudulently induced to board the AMAZON SANTANA. While on board the AMAZON SANTANA, Plaintiff C was forced to perform a commercial sex act for which she was paid a small amount of money.

16.

Plaintiff D is a citizen of Brazil, who resides in the state of Amazonas, Brazil. When she was seventeen years old, Plaintiff D was forced to perform commercial sex acts for Defendants' passengers aboard the AMAZON SANTANA.

### **JURISDICTION AND VENUE**

17.

This Court's subject-matter jurisdiction is invoked pursuant to 28 U.S.C. § 1331, as this action involves questions of federal law, and 18 U.S.C. § 1596, which

grants extra-territorial jurisdiction over United States citizens who commit offenses under § 1591 in international commerce outside of the United States. Further, this Court has jurisdiction under 18 U.S.C. §§ 1591 and 1595, which permit civil actions for violations of the trafficking provisions of the Victims of Trafficking and Violence Protection Act of 2000.

18.

This Court has personal jurisdiction over Defendant Schair who, on information and belief, resides in Gainesville, Georgia.

19.

This Court has personal jurisdiction over Defendant Wet-A-Line Tours because it is registered as a Georgia Limited Liability Company. Further, Defendant Wet-A-Line has or, at all relevant times had substantial, continuous, and systematic business contacts with the United States and the State of Georgia.

20.

Venue is proper in this district pursuant to 18 U.S.C. § 1391(b) and § 1965 because at all material times the Defendants resided in or maintained their principal place of business in this district.

## **FACTUAL ALLEGATIONS**

### **I. Trafficking in Persons**

21.

Trafficking in persons is a global phenomenon and an egregious human rights violation. (See United States Department of State, Trafficking in Persons Report at 8 (June 2007) (hereinafter “TIP 2007”).

22.

Human traffickers prey on the most vulnerable members of society, including people living in abject poverty and persons unable to find work in their towns or countries. They typically trick, coerce, or win the confidence of their victims through false promises of a better life. Victims are often lured with false promises of good jobs and better lives, only to find themselves trapped in brutal or dangerous conditions. (*Id.* at 9.) The viciousness of human trafficking has led to its condemnation as a “modern-day form of slavery.” (See Introductory Letter to TIP 2007).

23.

Human trafficking is a transnational criminal enterprise, generating billions of dollars each year. (See U.S. Dep’t of State, Trafficking in Persons Report at 13–14 (June 2005) (“According to the U.S. Federal Bureau of Investigation, human trafficking generates an estimated \$9.5 billion in annual revenue.”)).

24.

To combat trafficking, the United States has joined 116 other nations to become a party to the United Nations Protocol to Prevent, Suppress, and Punish Trafficking in Persons. In 2000, Congress enacted the Trafficking Victims Protection Act to combat trafficking in persons for the purpose of forced labor and forced prostitution.

## **II. Defendants' Sex Trafficking Enterprise**

25.

Defendants began operating Wet-A-Line Tours in 1998. For several years, Wet-A-Line Tours operated week-long fishing tours along the Amazon River in Brazil.

26.

Defendants' passengers included many affluent clients, mostly from the United States. Defendants' passengers paid money to Defendants for fishing tours aboard the AMAZON SANTANA.

27.

During the course of its operations, Defendants began arranging parties for their passengers aboard the AMAZON SANTANA involving both women and underage girls, drugs, and sexual conduct. Upon information and belief, Defendants' passengers became aware of this conduct and paid Defendants to

participate in trips aboard the AMAZON SANTANA because of this illicit conduct.

28.

Defendant Schair sent his employees into the Autazes community to recruit underage girls to perform commercial sex acts for Defendants' passengers aboard the AMAZON SANTANA.

29.

These employees, who spoke Portuguese, took smaller boats in Defendants' fleet to the dock at Autazes and sought out young girls to return with them to the AMAZON SANTANA.

30.

Defendants' employees frequented Clube do Forro, also known as Clube de Nelsinho, in Autazes, which many young girls in the area also frequented. Defendants' employees made it a practice of luring the girls to come aboard the boats by displays of wealth and use of alcohol as described above.

31.

Defendants' employees often promised to pay the young girls in excess of what jobs in their impoverished community could pay.

32.

Adilson "Popcorn" Garcia da Silva ("Adilson") was one of Defendants' employees who recruited these young girls in the clubs and in the community.

33.

Adilson began working for Defendants in 2000 as the lead fishing guide. At the direction of Defendant Schair, Adilson became responsible for recruiting young girls in the communities surrounding Autazes and for purchasing drugs for Defendant Schair and Defendants' passengers to use aboard the AMAZON SANTANA.

34.

Adilson recruited young girls at the request and direction of Defendant Schair, Defendants' senior employees, and Defendants' clients, who often asked for young girls below the age of majority or consent. These underage girls were requested for the purpose of performing, and were made to perform, sexual acts for the passengers aboard the AMAZON SANTANA.

35.

Admilson Garcia da Silva ("Admilson") was employed by Wet-A-Line Tours from 2001 to 2008. At the direction of Defendant Schair, he recruited and transported young girls under the age of eighteen from the Autazes community to perform sexual acts for Defendants' passengers aboard the AMAZON SANTANA.

36.

Other employees and/or agents of Defendant Schair recruited women and girls to perform various types of sexual acts for Defendants' passengers. Upon information and belief, the women and girls were paid to perform these sexual acts.

Some of the girls recruited in Autazes were as young as twelve and fourteen years old.

### **III. The Plaintiffs' Experiences**

37.

Plaintiffs are all women from severely impoverished families in the interior of Brazil. During the period Plaintiffs were sex trafficked by Defendants, they each bore financial responsibilities to provide support to their parents and/or extended families.

#### **A. Plaintiff A**

38.

On two occasions, at the age of about fifteen or sixteen years, Plaintiff A was provided alcoholic drinks by Defendants' passengers and Adilson in Autazes. Adilson then transported Plaintiff A to the AMAZON SANTANTA.

39.

On each of these occasions, while on board the AMAZON SANTANA, Plaintiff A was forced to perform oral sex and/or have penetrative sex with Defendants' passengers.

40.

Plaintiff A was paid a small amount of money for the forced sex acts. Defendants received payment and other financial benefits from Defendants' passengers as a result of the sex acts performed by Plaintiff A.

41.

Plaintiff A has suffered damage as a result of these illegal acts.

**B. Plaintiff B**

42.

In 2005 at Clube do Forro, Defendants' employee, Adilson, convinced Plaintiff B, who was approximately sixteen years old at the time, to go on a boat ride.

43.

Defendants' employee, Adilson, transported Plaintiff B to the AMAZON SANTANA, where Plaintiff B saw girls having sex with Defendants' passengers and snorting cocaine. Defendant Schair was present on the boat.

44.

Defendants' passengers offered Plaintiff B drinks and drugs, including cocaine and marijuana, before taking her to a cabin where one of Defendants' passengers solicited her to perform unwanted sexual activity. Plaintiff B

demanded to leave. Defendants' employee, Adilson, paid Plaintiff B a small amount of money.

45.

The following year, while under the age of eighteen, Plaintiff B was again approached by Defendants' employees. They induced her to return to the AMAZON SANTANA by offering her money and assuring her that this trip would be different.

46.

Defendants' employees again transported Plaintiff B to the AMAZON SANTANA, where Defendant Schair was on board.

47.

While on board the AMAZON SANTANA, two of Defendants' passengers forced Plaintiff B to take drugs and to have sex.

48.

Defendants received payment and other financial benefits from Defendants' passengers as a result of the sex acts performed by Plaintiff B.

49.

Plaintiff B has suffered damage as a result of these illegal acts.

**C. Plaintiff C**

50.

In 2005 or 2006 near Clube do Forro, Plaintiff C was approached by one of Defendants' employees and offered money to come aboard the boat for a ride. She was approximately twelve years old.

51.

On board the AMAZON SANTANA, one of Defendants' employees took Plaintiff C and a few other girls to a cabin where Defendant Schair was sleeping.

52.

Defendant Schair woke up and began touching Plaintiff C. When Plaintiff C refused his advances, Defendant Schair forced her to have sex with him.

53.

The following day, Plaintiff C was offered more money to remain on board the AMAZON SANTANA. While on board the AMAZON SANTANA, Defendant Schair again forced Plaintiff C to have sex with him. One of Defendants' employees threatened her to keep her quiet. When she was finally allowed to leave the boat, she was paid a small amount of money.

54.

Plaintiff C has suffered damage as a result of these illegal acts.

**D. Plaintiff D**

55.

At the age of seventeen, Plaintiff D was approached by one of Defendants' employees at Clube do Forro and asked to go on a boat ride aboard the AMAZON SANTANA.

56.

Once aboard the AMAZON SANTANA, Plaintiff D was forced to have sex with one of Defendants' passengers.

57.

Plaintiff D was paid a small amount of money for the forced sex acts. Further, Defendants received payment and other financial benefits from Defendants' passengers as a result of the sex acts performed by Plaintiff D.

58.

Plaintiff D has suffered damage as a result of these illegal acts.

**CAUSE OF ACTION**

**Sex Trafficking Of Children By Fraud And Coercion**

(18 U.S.C. §§ 1591, 1595)

59.

Plaintiffs allege and re-allege the paragraphs above as if fully set forth herein.

60.

Plaintiffs are authorized to bring this civil claim against Defendants pursuant to the civil remedies provision of the Trafficking Victims Protection Reauthorization Act of 2008, 18 U.S.C. § 1595.

61.

Defendants, by and through their agents, knowingly and/or in reckless disregard of fact that Plaintiffs were under the age of eighteen, obtained and provided for the recruiting, obtainment, harboring, and transportation of Plaintiffs for the purposes of engaging in commercial sexual acts aboard the AMAZON SANTANA, which was owned and operated by Defendants Schair and Wet-A-Lines Tours.

62.

Defendants, by and through their agents, used means of fraud and coercion to do so.

63.

Defendants, by and through their agents, recruited Plaintiffs on false pretenses and subjected Plaintiffs to non-consensual sexual acts including forced sexual acts and rape.

64.

At the time of Defendants' actions, Plaintiffs were all under the age of eighteen.

65.

Defendants received money and/or other things of value from the passengers aboard the AMAZON SANTANA for, among other things, the sexual acts of Plaintiffs.

66.

Defendants knowing, willful, and intentional recruitment, harbor, transport, and obtaining of Plaintiffs to perform commercial sexual acts aboard the AMAZON SANTANA violates 18 U.S.C. § 1591 and 18 U.S.C. § 1595.

67.

Plaintiffs suffered injuries and damages as a proximate result of these actions.

68.

Plaintiffs are entitled to an award of compensatory and punitive damages to be determined at trial, reasonable attorneys' fees, and costs for the wrongful conduct of Defendants.

**DEMAND FOR JURY TRIAL**

69.

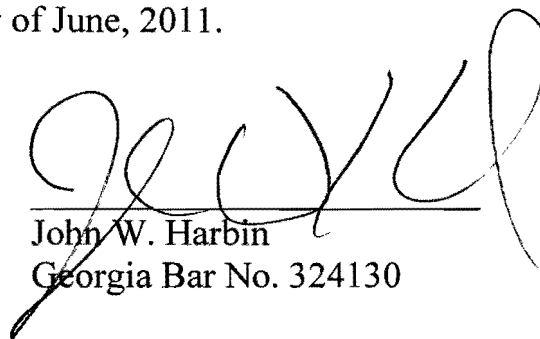
Plaintiffs hereby demand a jury trial on all issues so triable.

**PRAYER FOR RELIEF**

Wherefore, Plaintiffs respectfully request that this Court:

- A. Conduct a trial by jury with respect to all issues so triable;
- B. Enter judgment against Defendants in such amount as will fully and adequately compensate Plaintiffs for the damages they have suffered, in an amount to be proven at trial;
- C. Award Plaintiffs their actual expenses of litigation, including attorneys' fees;
- D. Award Plaintiffs punitive damages in an amount to be determined by the jury; and
- E. Award Plaintiffs such other and further relief as the Court deems necessary and proper.

Respectfully submitted, this 14<sup>th</sup> day of June, 2011.

A handwritten signature in black ink, appearing to read 'J. Harbin', written over a horizontal line.

John W. Harbin  
Georgia Bar No. 324130

William E. Hoffmann, Jr.  
Georgia Bar No. 359825

KING & SPALDING  
1180 Peachtree Street, N.E.  
Atlanta, GA 30309  
(404) 572-4600

Attorneys for Plaintiff A,  
Plaintiff B, Plaintiff C, and  
Plaintiff D

JS44 (Rev. 1/08 NDGA)

**CIVIL COVER SHEET**

The JS44 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 is required for the use of the Clerk of Court for the purpose of initiating the civil docket record. (SEE INSTRUCTIONS ATTACHED)

**I. (a) PLAINTIFF(S)**

Plaintiff A, Plaintiff B, Plaintiff C, and Plaintiff D

**DEFENDANT(S)**

Richard Wayne Schair and Wet-A-Line Tours, LLC  
5592 Cool Spring Road  
Gainesville, Ga 30506

**(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF** \_\_\_\_\_  
(EXCEPT IN U.S. PLAINTIFF CASES)

**COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT** Gainesville, GA  
(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, TELEPHONE NUMBER, AND E-MAIL ADDRESS)

John W. Harbin  
King & Spalding  
1180 Peachtree Street NE  
Atlanta, Ga 30309  
(404) 572-2595

**ATTORNEYS** (IF KNOWN)

**2:11-CV-145**

**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)  
(FOR DIVERSITY CASES ONLY)

- |                                       |                                       |   |                            |                                       |   |
|---------------------------------------|---------------------------------------|---|----------------------------|---------------------------------------|---|
| PLF                                   | DEF                                   |   | PLF                        | DEF                                   |   |
| <input type="checkbox"/> 1            | <input checked="" type="checkbox"/> 1 | CITIZEN OF THIS STATE                   | <input type="checkbox"/> 4 | <input checked="" type="checkbox"/> 4 | INCORPORATED OR PRINCIPAL PLACE OF BUSINESS IN THIS STATE     |
| <input type="checkbox"/> 2            | <input type="checkbox"/> 2            | CITIZEN OF ANOTHER STATE                | <input type="checkbox"/> 5 | <input type="checkbox"/> 5            | INCORPORATED AND PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE |
| <input checked="" type="checkbox"/> 3 | <input type="checkbox"/> 3            | CITIZEN OR SUBJECT OF A FOREIGN COUNTRY | <input type="checkbox"/> 6 | <input type="checkbox"/> 6            | FOREIGN NATION  |

**IV. 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 District)       6 MULTIDISTRICT LITIGATION       7 APPEAL TO DISTRICT JUDGE FROM MAGISTRATE JUDGE JUDGMENT

**V. CAUSE OF ACTION**

(CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE - DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Complaint for damages under federal Victims of Trafficking and Violence Protection Act of 2000, 18 U.S.C. § 1591

(IF COMPLEX, CHECK REASON BELOW)

- |   |   |
|---|---|
| <input type="checkbox"/> 1. Unusually large number of parties.            | <input checked="" type="checkbox"/> 6. Problems locating or preserving evidence             |
| <input type="checkbox"/> 2. Unusually large number of claims or defenses. | <input type="checkbox"/> 7. Pending parallel investigations or actions by government.       |
| <input type="checkbox"/> 3. Factual issues are exceptionally complex      | <input type="checkbox"/> 8. Multiple use of experts.  |
| <input type="checkbox"/> 4. Greater than normal volume of evidence.       | <input checked="" type="checkbox"/> 9. Need for discovery outside United States boundaries. |
| <input type="checkbox"/> 5. Extended discovery period is needed.          | <input type="checkbox"/> 10. Existence of highly technical issues and proof.                |

**CONTINUED ON REVERSE**

**FOR OFFICE USE ONLY**

RECEIPT # \_\_\_\_\_ AMOUNT \$ \_\_\_\_\_ APPLYING IFF \_\_\_\_\_ MAG. JUDGE (FP) \_\_\_\_\_  
JUDGE \_\_\_\_\_ MAG. JUDGE \_\_\_\_\_ NATURE OF SUIT \_\_\_\_\_ CAUSE OF ACTION \_\_\_\_\_  
(Referral)

**VI. NATURE OF SUIT** (PLACE AN "X" IN ONE BOX ONLY)

**CONTRACT - "0" MONTHS DISCOVERY TRACK**

- 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT
- 152 RECOVERY OF DEFAULTED STUDENT LOANS (Excl. Veterans)
- 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS

**CONTRACT - "4" MONTHS DISCOVERY TRACK**

- 110 INSURANCE
- 120 MARINE
- 130 MILLER ACT
- 140 NEGOTIABLE INSTRUMENT
- 151 MEDICARE ACT
- 160 STOCKHOLDERS' SUITS
- 190 OTHER CONTRACT
- 195 CONTRACT PRODUCT LIABILITY
- 196 FRANCHISE

**REAL PROPERTY - "4" MONTHS DISCOVERY TRACK**

- 210 LAND CONDEMNATION
- 220 FORECLOSURE
- 230 RENT LEASE & EJECTMENT
- 240 TORTS TO LAND
- 245 TORT PRODUCT LIABILITY
- 390 ALL OTHER REAL PROPERTY

**TORTS - PERSONAL INJURY - "4" MONTHS DISCOVERY TRACK**

- 310 AIRPLANE
- 315 AIRPLANE PRODUCT LIABILITY
- 320 ASSAULT, LIBEL & SLANDER
- 330 FEDERAL EMPLOYERS' LIABILITY
- 340 MARINE
- 345 MARINE PRODUCT LIABILITY
- 350 MOTOR VEHICLE
- 355 MOTOR VEHICLE PRODUCT LIABILITY
- 360 OTHER PERSONAL INJURY
- 362 PERSONAL INJURY - MEDICAL MALPRACTICE
- 365 PERSONAL INJURY - PRODUCT LIABILITY
- 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY

**TORTS - PERSONAL PROPERTY - "4" MONTHS DISCOVERY TRACK**

- 370 OTHER FRAUD
- 371 TRUTH IN LENDING
- 380 OTHER PERSONAL PROPERTY DAMAGE
- 385 PROPERTY DAMAGE PRODUCT LIABILITY

**BANKRUPTCY - "0" MONTHS DISCOVERY TRACK**

- 422 APPEAL 28 USC 158
- 423 WITHDRAWAL 28 USC 157

**CIVIL RIGHTS - "4" MONTHS DISCOVERY TRACK**

- 441 VOTING
- 442 EMPLOYMENT
- 443 HOUSING/ ACCOMMODATIONS
- 444 WELFARE
- 440 OTHER CIVIL RIGHTS
- 445 AMERICANS with DISABILITIES - Employment
- 446 AMERICANS with DISABILITIES - Other

**IMMIGRATION - "0" MONTHS DISCOVERY TRACK**

- 462 NATURALIZATION APPLICATION
- 463 HABEAS CORPUS- Alien Detainee
- 465 OTHER IMMIGRATION ACTIONS

**PRISONER PETITIONS - "0" MONTHS DISCOVERY TRACK**

- 510 MOTIONS TO VACATE SENTENCE
- 530 HABEAS CORPUS
- 535 HABEAS CORPUS DEATH PENALTY
- 540 MANDAMUS & OTHER
- 550 CIVIL RIGHTS - Filed Pro se
- 555 PRISON CONDITION(S) - Filed Pro se

**PRISONER PETITIONS - "4" MONTHS DISCOVERY TRACK**

- 550 CIVIL RIGHTS - Filed by Counsel
- 555 PRISON CONDITION(S) - Filed by Counsel

**FORFEITURE/PENALTY - "4" MONTHS DISCOVERY TRACK**

- 610 AGRICULTURE
- 620 FOOD & DRUG
- 625 DRUG RELATED SEIZURE OF PROPERTY 21 USC 881
- 630 LIQUOR LAWS
- 640 R.R. & TRUCK
- 650 AIRLINE REGS.
- 660 OCCUPATIONAL SAFETY / HEALTH
- 690 OTHER

**LABOR - "4" MONTHS DISCOVERY TRACK**

- 710 FAIR LABOR STANDARDS ACT
- 720 LABOR/MGMT. RELATIONS
- 730 LABOR/MGMT. REPORTING & DISCLOSURE ACT
- 740 RAILWAY LABOR ACT
- 790 OTHER LABOR LITIGATION
- 791 EMPL. RET. INC. SECURITY ACT

**PROPERTY RIGHTS - "4" MONTHS DISCOVERY TRACK**

- 820 COPYRIGHTS
- 840 TRADEMARK

**PROPERTY RIGHTS - "8" MONTHS DISCOVERY TRACK**

- 830 PATENT

**SOCIAL SECURITY - "0" MONTHS DISCOVERY TRACK**

- 861 HIA (1395f)
- 862 BLACK LUNG (923)
- 863 DIWC (405(g))
- 863 DIWW (405(g))
- 864 SSD TITLE XVI
- 865 RSI (405(g))

**FEDERAL TAX SUITS - "4" MONTHS DISCOVERY TRACK**

- 876 TAXES (U.S. Plaintiff or Defendant)
- 871 IRS - THIRD PARTY 26 USC 7609

**OTHER STATUTES - "4" MONTHS DISCOVERY TRACK**

- 400 STATE REAPPORTIONMENT
- 430 BANKS AND BANKING
- 450 COMMERCE/ICC RATES/ETC.
- 480 DEPORTATION
- 470 RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS
- 480 CONSUMER CREDIT
- 490 CABLE/SATELLITE TV
- 810 SELECTIVE SERVICE
- 875 CUSTOMER CHALLENGE 12 USC 3410
- 891 AGRICULTURAL ACTS
- 892 ECONOMIC STABILIZATION ACT
- 893 ENVIRONMENTAL MATTERS
- 894 ENERGY ALLOCATION ACT
- 895 FREEDOM OF INFORMATION ACT
- 900 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE
- 950 CONSTITUTIONALITY OF STATE STATUTES
- 890 OTHER STATUTORY ACTIONS

**OTHER STATUTES - "8" MONTHS DISCOVERY TRACK**

- 410 ANTITRUST
- 850 SECURITIES / COMMODITIES / EXCHANGE

**OTHER STATUTES - "0" MONTHS DISCOVERY TRACK**

- ARBITRATION (Confirm / Vacate / Order / Modify)

(Note: Mark underlying Nature of Suit as well)

**\* PLEASE NOTE DISCOVERY TRACK FOR EACH CASE TYPE. SEE LOCAL RULE 26.3**

**VII. REQUESTED IN COMPLAINT:**

CHECK IF CLASS ACTION UNDER F.R.Civ.P. 23 DEMAND \$ \_\_\_\_\_

JURY DEMAND  YES  NO (CHECK YES ONLY IF DEMANDED IN COMPLAINT)

**VIII. RELATED/REFILED CASE(S) IF ANY**

JUDGE \_\_\_\_\_ DOCKET NO. \_\_\_\_\_

CIVIL CASES ARE DEEMED RELATED IF THE PENDING CASE INVOLVES: (CHECK APPROPRIATE BOX)

- 1. PROPERTY INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 2. SAME ISSUE OF FACT OR ARISES OUT OF THE SAME EVENT OR TRANSACTION INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 3. VALIDITY OR INFRINGEMENT OF THE SAME PATENT, COPYRIGHT OR TRADEMARK INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 4. APPEALS ARISING OUT OF THE SAME BANKRUPTCY CASE AND ANY CASE RELATED THERETO WHICH HAVE BEEN DECIDED BY THE SAME BANKRUPTCY JUDGE.
- 5. REPETITIVE CASES FILED BY PRO SE LITIGANTS.
- 6. COMPANION OR RELATED CASE TO CASE(S) BEING SIMULTANEOUSLY FILED (INCLUDE ABBREVIATED STYLE OF OTHER CASE(S)):

7. EITHER SAME OR ALL OF THE PARTIES AND ISSUES IN THIS CASE WERE PREVIOUSLY INVOLVED IN CASE NO. \_\_\_\_\_, WHICH WAS DISMISSED. This case  IS  IS NOT (check one box) SUBSTANTIALLY THE SAME CASE.

SIGNATURE OF ATTORNEY OF RECORD \_\_\_\_\_

DATE 6/14/11