$\text{Lase 8:22-cv-00868} \quad \text{Dequirent Overlies part 22} \quad \text{Page 1 of 2 Page ID 22}$

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.)

purpose of initiating the civil d	ocket sheet. (SEE INSTRU	CTIONS ON NEXT PAGE (OF THIS F			
I. (a) PLAINTIFFS				DEFENDANTS		
United States of America				Lithionics Battery, LLC Steven Tartaglia		
(b) County of Residence of First Listed Plaintiff			County of Residence of First Listed Defendant Pinellas County			
(EXCEPT IN U.S. PLAINTIFF CASES)				(IN U.S. PLAINTIFF CASES ONLY)		
(c) Attorneys (Firm Name, Address, and Telephone Number)				NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.		
Deborah S. Sohn and Zachary L. Cowan, U.S. Department of Justice, 450 5th Street				Attorneys (If Known)		
NW, Washington, DC 20530; 2 for the Middle District of Florida	02-305-9983; Lacy R. H	arwell, U.S. Attorney's	Office	New York, NY 1002	20; 212-880-3834; John L.	e of the Americas, 37th Floor, Dicks II, Akerman LLP, 401 E.
33602; 813-301-3008	ICTION (1) (1)	0. 0. 0.1)	шс	,	ite 1700, Tampa, FL 33602	<u>,</u>
II. BASIS OF JURISD	ICTION (Place an "X" in	One Box Only)	III. CI	(For Diversity Cases Only)	KINCIPAL PARTIES	(Place an "X" in One Box for Plaintiff and One Box for Defendant)
X 1 U.S. Government Plaintiff	3 Federal Question (U.S. Government Not a Party)		Citiz		TF DEF 1 Incorporated or P of Business In	
2 U.S. Government Defendant	4 Diversity (Indicate Citizens)	ity icate Citizenship of Parties in Item III)		en of Another State	2 Incorporated and of Business In	
			1	en or Subject of a	3 Foreign Nation	6 6
IV. NATURE OF SUIT	Γ (Place an "X" in One Box O	nly)		Click here for: Nature of Suit Code Descriptions.		
CONTRACT	TORTS			ORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
110 Insurance 120 Marine	PERSONAL INJURY 310 Airplane	PERSONAL INJUR 365 Personal Injury -		25 Drug Related Seizure of Property 21 USC 881	422 Appeal 28 USC 158 423 Withdrawal	375 False Claims Act 376 Qui Tam (31 USC
130 Miller Act	315 Airplane Product	Product Liability	<u></u>	90 Other	28 USC 157	3729(a))
140 Negotiable Instrument 150 Recovery of Overpayment	Liability 320 Assault, Libel &	367 Health Care/ Pharmaceutical			INTELLECTUAL PROPERTY RIGHTS	400 State Reapportionment 410 Antitrust
& Enforcement of Judgment	t Slander	Personal Injury			820 Copyrights	430 Banks and Banking
151 Medicare Act 152 Recovery of Defaulted	330 Federal Employers' Liability	Product Liability 368 Asbestos Persona	,		830 Patent	450 Commerce 460 Deportation
Student Loans	340 Marine	Injury Product	.		835 Patent - Abbreviated New Drug Application	H 470 D 1 4 1 1
(Excludes Veterans)	345 Marine Product Liability			X + DOD	840 Trademark	Corrupt Organizations
153 Recovery of Overpayment of Veteran's Benefits	Liability 350 Motor Vehicle	PERSONAL PROPER 370 Other Fraud		LABOR 10 Fair Labor Standards	880 Defend Trade Secrets	480 Consumer Credit (15 USC 1681 or 1692)
160 Stockholders' Suits	355 Motor Vehicle	371 Truth in Lending	F'	Act	Act of 2016	485 Telephone Consumer
190 Other Contract	Product Liability	380 Other Personal		20 Labor/Management	SOCIAL SECURITY	Protection Act
195 Contract Product Liability 196 Franchise	360 Other Personal Injury	Property Damage 385 Property Damage		Relations 40 Railway Labor Act	861 HIA (1395ff) 862 Black Lung (923)	490 Cable/Sat TV 850 Securities/Commodities/
190 Planenise	362 Personal Injury -	Product Liability		51 Family and Medical	863 DIWC/DIWW (405(g))	
	Medical Malpractice	T BRANCO VER BRANCO		Leave Act	864 SSID Title XVI	x 890 Other Statutory Actions
REAL PROPERTY 210 Land Condemnation	440 Other Civil Rights	PRISONER PETITIO Habeas Corpus:		90 Other Labor Litigation 91 Employee Retirement	865 RSI (405(g))	891 Agricultural Acts 893 Environmental Matters
220 Foreclosure	441 Voting	463 Alien Detainee	H'*	Income Security Act	FEDERAL TAX SUITS	895 Freedom of Information
230 Rent Lease & Ejectment	442 Employment	510 Motions to Vacate	e	,	870 Taxes (U.S. Plaintiff	Act
240 Torts to Land	443 Housing/	Sentence			or Defendant)	896 Arbitration
245 Tort Product Liability 290 All Other Real Property	Accommodations 445 Amer. w/Disabilities	530 General 535 Death Penalty		IMMIGRATION	871 IRS—Third Party 26 USC 7609	899 Administrative Procedure Act/Review or Appeal of
	Employment	Other:		52 Naturalization Application	-	Agency Decision
	446 Amer. w/Disabilities	—	ner 40	55 Other Immigration		950 Constitutionality of
	Other 448 Education	550 Civil Rights 555 Prison Condition		Actions		State Statutes
	1 10 Education	560 Civil Detainee -				
		Conditions of Confinement				
V. ORIGIN (Place an "X" i	n One Box Only)	Commement			1	
🔀 1 Original 🔀 2 Ren	moved from 3	Remanded from Appellate Court			r District Litigation	n - Litigation -
	Cite the U.S. Civil St	atute under which you a	re filing ((specify Do not cite jurisdictional stat		Direct File
VI. CAUSE OF ACTION	Federal Trade Commis	ssion Act, 15 U.S.C. §§ 4	5(a)(1), 4	5(m)(1)(A)		
vii chest of heri	Brief description of c		and other	relief for violations of Secti	ion 5 of the FTC Act and 16 Cl	FR Part 323.
VII. REQUESTED IN CHECK IF THIS IS A CLASS ACTION DEMAND \$ CHECK YES only if demanded in compl						
-		,			JURY DEMAND	Yes No
VIII. RELATED CASI IF ANY	(See instructions):	JUDGE			DOCKET NUMBER	
DATE	SIGNATURE OF ATTORNEY OF RECORD					
Apr 12, 2022	/s/ Deborah S. Sohn					
FOR OFFICE USE ONLY						
RECEIPT # AM	MOUNT	APPLYING IFP		JUDGE	MAG. JU	JDGE

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.Cv.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; NOTE: 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. 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. Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

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 – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.

Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket. **PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.

- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.

 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases. This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

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