S JS 44 (Rev. 12/07) (CAND Rev 1/10)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating

the civil docket sheet. (SEE INST	RUCTIONS ON PAGE TW	O OF THE FORM	1.)							
I. (a) PLAINTIFFS				DEFENDA	NTS					
Donovan Lucas, on helaf of himself and others similary situated				Daiichi Sankyo Company, Inc.; and DOES 1 to 50, inclusive						
(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 LAND INVOLVED.						
(c) Attorney's (Firm Nam	ne, Address, and Telephone	Number)		Attorneys (If Kr	nown)					
George R. Kingsley/Eric E Kingsley & Kingsley, APC 16133 Ventura Blvd., Suite Encino, CA 91436; Tel.: (e 1200			5 Park Plaza,	iller/Jenr Suite 17	ifer Wl 50	KIUS LLP nite/Maria Gutierre 399-7000; Fax: (9			
II. BASIS OF JURISDIC	CTION (Place an "X" in Or	ne Box Only)	III. C	ITIZENSHIP (For Diversity Ca		NCIP	AL PARTIES (F		in One Box	
1 U.S. Government Plaintiff	3 Federal Question (U.S. Government No	ot a Party)	Cit	tizen of This State	PTF	DEF	Incorporated or Princip		PTF 4	DEF 4
2 U.S. Government Defendant	4 Diversity (Indicate Citizenship o	f Parties in Item III)	Cit	tizen of Another State	2	2	Incorporated and Princ of Business In An	•	5	X 5
			Cit	tizen or Subject of a Foreign Country	3	3	Foreign Nation		6	6
IV. NATURE OF SUIT						.1				
CONTRACT 110 Insurance 120 Marine 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excl. Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability 196 Franchise REAL PROPERTY 210 Land Condemnation 220 Force losure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	PERSONAL INJURY 310 Airplane 315 Airplane Product Liability 320 Assault, Libel &	PERSONAL IN 362 Personal Inj Med. Malpr 365 Personal Inj Product Lial 368 Asbestos Pe Injury Product Liab ility PERSONAL PRO 370 Other Fraud 371 Truth in Ler 380 Other Person Property Da Product Lial PRISONE PETITIO! 510 Motions to Sentence Habeas Corpus 530 General 535 Death Penal 540 Mandamus s 550 Civil Rights 555 Prison Cond	ury— actice ury — bility rsonal act PERTY ading nal mage inity ER NS Vacate : ty & Other	FORFEITURE/P 610 Agriculture 620 Other Food & 625 Drug Relatec of Property 630 Liquor Laws 640 R.R. & Trucl 650 Airline Regs 660 Occupationa Safety/Healtl 690 Other LABOI 710 Fair Labor S Act 720 Labor/Mgmt 730 Labor/Mgmt 8 Disclosure 740 Railway Lab 790 Other Labor 791 Empl. Ret. In Security Act IMMIGRAT 462 Naturalization 463 Habeas Corp Alien Detain 465 Other Immig	& Drug S	422	ANKRUPTCY Appeal 28 USC 158 Withdrawal 28 USC 157 PERTY RIGHTS Copyrights Patent Trademark CIAL SECURITY HIA (1395ff) Black Lung (923) DIWC/DIWW (405(g)) SSID Title XVI RSI (405(g)) ERAL TAX SUITS Taxes (U.S. Plaintiff or Defendant) IRS—Third Party 26 USC 7609	400 St 410 A 430 Bd 450 Cd 460 Dd 470 Rs Cd 480 Cd 480 Cd 480 Cd 480 Cd 875 Cd 875 Cd 891 Ad 892 Ed 893 Ed 894 Ed 895 Fr 895 Fr 900 Ap	anks and Ban ommerce reportation acketeer Influ orrupt Organ onsumer Crea able/Sat TV elective Servi ecurities/Con exchange ustomer Chal 2 USC 3410 ther Statutory gricultural Ac	uenced and izations dit ice ice immodities/ llenge y Actions cits bilization Act Matters tion Act formation
☐ 1 Original 🗷 2 Remo		nded from late Court	4 Reinst	ated or 5 and	nsferred fro other distri ecify)		6 Multidistrict Litigation	7	Appeal to E Judge from Magistrate Judgment	1
VI. CAUSE OF ACTIO	28 U.S.C. 88 1332	1441, 1446 and	1453		•		utes unless diversity he Class Ac er Californ		Tairnes ge and	ss Act hour l
VII. REQUESTED IN COMPLAINT: VIII. RELATED CASE(S)	CHECK IF THIS UNDER F.R.C.P. 2 PLEASE REFER	23		DEMAND \$ Uns		ENT TO	CHECK YES JURY DEM. FILE	•	emanded in	-
IF ANY	"NOTICE OF RI	ELATED CASE".								
IX. DIVISIONAL ASSIGN (PLACE AND "X" IN ONE		LX		FRANCISCO/O	AKLANI) [SAN JOSE	EU	REKA	
DATE February 18, 2011		SIGNATURE O	FAITOR	NEY OF RECORD						

1		PROOF OF SERVICE
2	United	Lucas v. Daiichi Sankyo, Inc. States District Court, Northern District of California Case No
3 4		a resident of the State of California, County of Orange; I am over the age of eighteen a party to the within action; my business address is 5 Park Plaza, Suite 1750, Irvine,
5		ebruary 18, 2011, I served on the interested parties in this action the within
6	document(s)	
7	•	CIVIL COVER SHEET
8	[]	BY FAX: by transmitting via electronic facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.; I also caused the
10		fax machine to print such record(s) of the transmission.
11	[X]	BY MAIL: by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Irvine, California
12		addressed as set forth below. I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would
13		be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the
14 15		party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
16	[]	BY OVERNIGHT MAIL: By FEDERAL EXPRESS, following ordinary
17	L J	business practices for collection and processing of correspondence with said overnight mail service, and said envelope(s) will be deposited with said overnight mail service on said date in the ordinary course of business.
18		man service on said date in the ordinary course or easiness.
19	[]	BY PERSONAL SERVICE: I delivered to an authorized courier or driver authorized by Orange County Corporate Courier, Inc. to receive documents to be
20		delivered on the same date. A proof of service signed by the authorized courier will be filed with the court upon request.
21		
22	[]	BY ELECTRONIC SERVICE: the parties listed below were served electronically with the document(s) listed above by e-mailed PDF files on February
23		18, 2011. The transmission was reported as complete and without error. My electronic notification address is 5 Park Plaza, Suite 1750, Irvine, California 92614. My e-mail address is dghani@morganlewis.com .
25		
26	[]	BY E-FILE : I caused such documents to be transmitted by e-file with the Clerk of the Court by using the CM/ECF system, which will send a notice of electronic filing to the following:
27		
28 Morgan, Lewis & Bockius LLP		

ATTORNEYS AT LAW

IRVINE

DB1/66615422.2

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10	Facsimile: 212.688.2548 charles@JHLLP.com	
11	[] STATE: I declare under penalty o	f perjury, under the laws of the State of
12	California, that the above is true and correct.	
13	[X] FEDERAL: I declare that I am enthis Court at whose direction this service was mathematical expression of the court at whose direction that I am enthis court at whose direction that I am enthis court at whose direction is a service was mathematical expression.	mployed in the office of a member of the Bar of ide.
14	Executed on February 18, 2011, at Irvine	, California.
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