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CLERK, U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

BY _____ 

Fee Paid

1 Jabir Abdul Akbar
2 1851 Cleveland Road
3 Glendale, California 91202
4 Telephone: (818) 484-5223

5 In pro per

6
7
8 UNITED STATES DISTRICT COURT

9
10 CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

11 **CV11-06346-GAF(FMOx)**

12 JABIR ABDUL AKBAR,)

Case No.:

13 Plaintiff,)

14) **COMPLIANT FOR DECLARATORY**
15) **JUDGMENT AND INJUNCTIVE**
16) **RELIEF**

17 vs.)

18) 28 U.S.C. §§ 2201 and 2202

19 AHMAN DOLPHIN,)

20 JAMELLE DOLPHIN,)

21 KATERINA HAJKOVA;)

22 Defendants.)
23)
24)
25)
26)
27)
28)

*15
21*

1 **REQUEST FOR LIBERAL CONSTRUCTION**

2 Plaintiff respectfully request that the Court “liberally construe” Plaintiff’s
3 Complaint, in accordance pursuant to *Haines v. Kerner* (1972), 404 U.S. 519;

4
5 **INTRODUCTION**

6
7 1. Plaintiff JABIR ABDUL AKBAR (aka Djehuty Ma’at-Ra) brings this case
8 under 28 U.S.C. sec.1338, challenging Defendants opposition to his application for
9 registration of trademark name “Dherbs.com” filed in February 2011 by Plaintiff
10 with the U.S. Patent and Trademark Office.

11 2. Defendants allege that the Trademark “Dherbs.com” actually belongs to a
12 corporation (known as DHE, Inc. or Dherbs Health Emporium) that was
13 incorporated April 1, 2011, several weeks AFTER Plaintiff applied for his
14 trademark of the name “Dherbs.com” which includes his name “Djehuty” as Dherbs
15 is short for Djehuty Herbs (aka Djehuty Herbaceuticals) and thousands of people
16 around the world know this and will vouch for it via affidavit and witness testimony.

17 3. Nothing in the original partnership agreement gave right of the business
18 name over to the Defendants as investors and business partners. The agreement only
19 outlined duties of the partners.

20 4. Plaintiff also challenges Defendants’ claims’ that all of his herbal product
21 trademarks and copyrights belong to the corporation “DHE, Inc.” (of which all
22 defendants allege to be board members of and/or associated with) even though
23 Plaintiff first began making and selling herbal products back in 1999, twelve years
24 before the corporation “DHE, Inc.” was first incorporated, and, Plaintiff never
25 signed any contract or agreement transferring over to the corporation “DHE, Inc.”
26 his herbal formula trademarks as company assets or otherwise.

27 5. None of the defendants are herbalists or writers (authors) and lack the
28

1 intelligence, passion, knowledge and creativity to be such.

2 6. Defendant AHMAN DOLPHIN was a basketball trainer, Defendant
3 JAMELLE DOLPHIN was a mediocre real estate broker, and Defendant
4 KATERINA HAJKOVA was a janitor and a waitress before meeting Plaintiff and
5 thus cannot claim the creativity to create all that Plaintiff has created over the years
6 through his blood, sweat and tears (labor, passion, and creativity).

7
8 7. The defendants collectively have committed copyright infringement of
9 some of Plaintiff's written literary works that were altered once on the Internet.

10 8. The Defendants in cahoots with their attorney friend Bob Ackerman are
11 attempting to steal Plaintiff's trademarks, intellectual property, and tangible
12 property (much of what he had already created and owned exclusively before ever
13 going into business with the defendants who have in eight years of business
14 partnership with Plaintiff NEVER created one single product nor wrote one single
15 article, but seek to claim (steal) every single trademark and copyright of Plaintiff's
16 as their own instead of developing their own creativity (brands/formulas, literary
17 works, trademarks), and they do so all for the purpose of making money using
18 Plaintiff's creations to make an easy buck off of people whom the defendants
19 admitted they don't care for or about like Djehuty does, but that they just want and
20 need Djehuty's good name, products, trademarks, and words to milk the
21 people (customers of Dherbs) but must get Djehuty out of the way first because he
22 cares too much for people which is preventing them (the Defendants) from making
23 more money to finance their music endeavor (Dolphin's of Hollywood's).

24 25 **JURISDICTION AND VENUE**

26
27 9. This Court has jurisdiction over this action pursuant to 28 U.S.C. 1331
28 ("Federal Question" statute) and 1338 ("Patents, Copyrights, and Trademarks")

1 statute).

2 10. This Court may grant relief under 28 U.S.C. 2201 and 2202 (Declaratory
3 and Injunctive Relief).

4 11. Venue is proper in the District Court for the Central District of California
5 pursuant to 28 U.S.C. 1391 because a substantial part of the events or omissions
6 giving rise to Plaintiff's claims occurred in this district.
7

8 **PARTIES**

9 Plaintiff

10
11 12. Plaintiff, JABIR ABDUL AKBAR (aka Djehuty Ma'at-Ra), is a U.S.
12 citizen and resident of the State of California and is over the legal age of eighteen
13 (18) years and resides at 1851 Cleveland Road, Glendale, California, 91202.

14 13. Plaintiff, JABIR ABDUL AKBAR, is a resident of Los Angeles County,
15 California, at all times relevant herein, Plaintiff was a resident of Los Angeles
16 County.
17

18 Defendants

19 14. Defendant AHMAN DOLPHIN is a U.S. citizen and resident of the State
20 of California and is over the legal age of eighteen (18) years and resides at 2471
21 Sawtelle Boulevard # 102,
22 Los Angeles, California, 90064.

23 15. Defendant AHMAN DOLPHIN, is a resident of Los Angeles County,
24 California, at all times relevant herein, Defendant was a resident of Los Angeles
25 County.

26 16. Defendant JAMELLE DOLPHIN is a U.S. citizen and resident of the
27 State of California and is over the legal age of eighteen (18) years and resides at
28

1 2852 Sawtelle Boulevard # 33, Los Angeles, California, 90064.

2 17. Defendant JAMELLE DOLPHIN, is a resident of Los Angeles County,
3 California, at all times relevant herein, Defendant was a resident of Los Angeles
4 County.

5 18. Defendant KATERINA HAJKOVA is a U.S. citizen and resident of the
6 State of California and is over the legal age of eighteen (18) years and resides at
7 3450 Sawtelle Boulevard # 142, Los Angeles, California, 90066.

8 19. Defendant KATERINA HAJKOVA, is a resident of Los Angeles County,
9 California, at all times relevant herein, Defendant was a resident of Los Angeles
10 County.
11

12 **LEGAL BACKGROUND**

13 20. Trademarks were traditionally protected in the United States only under
14 State common law, growing out of the tort of unfair competition. As early as 1791,
15 Thomas Jefferson proposed that the marks of sailcloth makers could be protected
16 under the Commerce Clause of the U.S. Constitution, but it was not until 1870 that
17 Congress first attempted to establish a federal regime for the protection of
18 trademarks. This statute, purported to be an exercise of the Copyright Clause
19 powers, was struck down in the Trade-Mark Cases, leading Congress to finally
20 create a successful act under the its Common Clause power in 1881.
21

22 21. A major revision was enacted in 1905, and in 1946, Congress passed the
23 Lanham Act (15 U.S.C. 1051). Both registered and unregistered trademarks are both
24 eligible for protection under the Lanham.

25 22. It is black letter law that a person or business entity acquires rights in a
26 trademark either by using it in the normal course of business or by filing an
27 application for registration of the mark in the USPTO. An application for
28 registration may be based upon actual use in commerce.

1 23. The two main categories of protected usage (in trademarks) are
2 nominative - using the trademark to actually refer to the trademarked product or
3 trademark owner.

4 **FACTUAL BACKGROUND**

5
6 24. On or about November 5, 2003, Plaintiff and Defendants AHMAN
7 DOLPHIN and JAMELLE DOLPHIN became business partners under an
8 agreement whereby Plaintiff allowed both Defendants to join him in his mission of
9 spreading the gospel of health, educating people on human health and hygiene, in
10 his business "Djehuty Herbaceuticals (aka Djehuty Herbs), started in 2002 and
11 growing out of his previous business, Afiya Herbaceuticals which he started
12 with his ex-wife back in November 1999.

13 25. Dherbs was a shortened form of the name Djehuty Herbs. Djehuty is the
14 name (spiritual name) of Plaintiff that he is known by all over the country and
15 world.
16

17 26. At this time (c. November 2003), Plaintiff already owned more than
18 seventy-five herbal formulas and cleanses that were trademarked due to their usage
19 in commerce, being mailed from Glendale, California all across America. These
20 trademarked formulas were even being used by major celebrities such as singer
21 Brandy Norwood, actors Darrin Henson ("Darrin's Dance Grooves"), Nicole Ari-
22 Parker Kodjo (Soul Food - The Series), Boris Kodjo (Soul Food - The Series), Kurt
23 Alexander (Big Boy), Shemar Moore ("Criminal Minds"), and Gary Durden
24 ("CSI") who will testify on Plaintiff's behalf if summoned, or by affidavit.

25 27. To go to the next level business-wise, Plaintiff allowed Defendant
26 AHMAN DOLPHIN to obtain an IP Address for the business: Dherbs.com.

27 28. Defendants AHMAN DOLPHIN and JAMELLE never invested any
28

1 money into Plaintiff's herbal products. They invested their money in Leslie Garson
2 Public Relation's Firm, allegedly to the tune of \$16,000.00. The move with the PR
3 form proved fruitless and defendants finally took Plaintiff's advice that this mission
4 calls for footwork (educating and interacting with People). No easy rides to fame,
5 fortune, and success. Hard work was the key to fame, fortune, and success.

6
7 29. Over the next several years due to Plaintiff's growing exposure (due to
8 You Tube video footage, a plethora of articles exclusively typed by Plaintiff and
9 shared with the public, in addition to a cornucopia of fascinating products thought
10 of, created, and descriptions written (of product ingredients, activity, instructions for
11 use, etc.) exclusively by Plaintiff, the partnership business began to become
12 financially prosperous. This caused Plaintiff to attempt to become more organized
13 and professional and to get things in writing to preserve the rights and also establish
14 the newly evolving duties of the partners, especially since more money would be
15 involved.

16 30. Money issues begin to ensue when Defendant AHMAN DOLPHIN felt he
17 should be financially compensated on the same level as Plaintiff despite NEVER
18 creating a single health product, NEVER writing a single article, NEVER
19 conducting a single radio interview, NEVER conducting a single lecture, NEVER
20 filming a single You Tube video, etc.

21 31. Defendant AHMAN DOLPHIN was just a manager as he lacked creative
22 ability and insight to do what Plaintiff was doing and just didn't have it within his
23 skill and abilities to bring money into the business via ideas and inventions.

24 32. On or about March 24, 2010, Plaintiff and Defendants AHMAN
25 DOLPHIN and JAMELLE DOLPHIN had a partnership meeting at the residence of
26 partner and defendant Jamelle Dolphin and reached an agreement that would give
27 some equity to the business as up until that time, Plaintiff owned all the inventions
28

1 and trademarks of the business (as the original partnership agreement never
2 mentioned a single word about herbs or converting trademarked herbal formulas
3 over to the partnership business (Dherbs.com)).

4 33. In exchange for Plaintiff transferring to the partnership business
5 (Dherbs.com) all products that he created AFTER January 2004 (and keeping all
6 products created BEFORE January 1, 2004), Plaintiff would receive a 5% sales
7 royalty on all trademarked products he created and allowed to be sold for the
8 business to prosper financially. On April 1, 2010, Plaintiff began to receive a
9 monthly sales royalty and the partnership business finally had some equity due to
10 owning tangible goods.

11 34. Consequently, in February 2011, Plaintiff registered the name
12 "Dherbs.com" with the USPTO because it was agreed upon that the partnership
13 business would now become a corporation beginning April 1, 2011 and going
14 corporate changed many aspects in how the partners were doing business up to that
15 time and Defendant AHMAN DOLPHIN refused to have important things in
16 writing.

17 35. Plaintiff applied for the incorporation of "DHE, Inc." from a 3rd party
18 source. On April 1, 2011, the Secretary of State accepted and approved "Dherbs
19 Health Emporium" as an elected C-Corporation (due to the advice and suggestion of
20 Plaintiff) and subsequently a federal T.I.N. (or E.I.N.) and B.O.E. (Board of
21 Equalization) account were established
22 for "Dherbs Health Emporium".

23 36. However, unbeknownst to Plaintiff, Defendant AHMAN DOLPIN still
24 had his reservations, fears, insecurities and doubts about signing written instruments
25 and refused to sign not only the newly proposed partnership agreement that
26 protected and reserved the rights of all partners, but also refused to sign any of the
27
28

1 required corporate documents (that came from the 3rd party service provider),
2 adopting them into existence, e.g. adoption of the Bylaws, Minutes of the First
3 Meeting of the Board, etc.

4 37. In fact, because Defendant AHMAN DOLPHIN wouldn't sign any
5 required documents (including those that would officially elect him as C.E.O.,
6 including the Director's Consent Without First Meeting which required a unanimous
7 written consent of directors) no required corporate documents have been signed (by
8 anyone, proposed shareholders/board of directors) as of the date of this pleading.

9 38. In response to Plaintiff's many pleas at trying to call a first meeting as
10 required and get the ball moving (get all required signatures and documents sign to
11 authenticate the corporation), Defendant AHMAN DOLPHIN on his own accord but
12 with money from the business, hired his good friend, Bob Ackerman, to draft
13 corporate documents that would ensure an agreement between the partners (the
14 shareholder's agreement replacing the previous partnership agreements).

15 39. On or about April 15, 2011, Bob Ackerman's firm, Corletto & Ackerman,
16 located in Encino, California drafted a shareholder's agreement for the new
17 corporation and emailed it to Plaintiff. Plaintiff perused it and called Defendant
18 AHMAN DOLPHIN and told him everything looked good and that we could
19 schedule a meeting and now sign all documents -
20 the corporate documents but now the newly drafted shareholder's agreement drafted
21 by Bob Ackerman as well.

22 40. Defendant AHMAN DOLPHIN unbelievably STILL refused to come to
23 any meeting and give his signature.

24 41. Defendant AHMAN DOLPHIN then told Plaintiff that he wanted a
25 meeting at Bob's office with Bob present to go over the shareholder's agreement.
26 When Plaintiff tried to schedule a meeting at Bob's law firm, Defendant AHMAN
27
28

1 DOLPHIN never came up with a date and time to go to Bob's office and have Bob
2 go over a document that Bob's law firm created (at a company expense of
3 \$2,000.00) and that Plaintiff had read and reassured Defendant AHMAN
4 DOLPHIN was safe to sign.

5 42. Suffice to say, after all the delay in attempting to do a very basic thing -
6 hold a meeting, elect officers, approve resolutions, sign documents, etc., all other
7 proposed and would be shareholders and board members got tired of waiting and
8 went on with their lives and the boardless corporation "DHE, Inc." was left in
9 limbo.

10 43. After a few unsuccessful threatening emails to Defendants collectively (to
11 dissolve the business by taking his trademarked products if they didn't get their acts
12 together and start behaving professional and being corporate-minded), Plaintiff
13 received an email on July 1, 2011 from Bob Ackerman stating that the corporation
14 was going to contest his application for a registration of the name "Dherbs.com"
15 stating Defendant AHMAN DOLPHIN owned the name "Dherbs.com" in which
16 Plaintiff explained to Bob via a lengthy and detailed response letter dated July 5,
17 2011 that really and in all actuality all Defendant AHMAN DOLPHIN owned was
18 an IP Address for URL purposes (for the internet) and that an IP Address did not
19 constitute "dba" (doing business as) or even a trademark, especially since Plaintiff
20 had already used the name "Dherbs" in commerce, denoting himself as the owner of
21 such trademarks.

22 44. As of July 5, 2011, the Defendants collectively and their attorneys make
23 the claim that a corporation "DHE, Inc." (incorporated on April 1, 2011) strangely,
24 in fact owns all of Plaintiff's products, trademarks, and copyrighted material (to
25 literary works) created since 1999, and has the right to oppose Plaintiff's federal
26 trademark registration application and that despite never being duly elected or
27
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1 appointed as required, Defendant AHMAN DOLPHIN has the right and authority to
2 act as C.E.O., Defendant JAMELLE DOLPHIN has the right and authority to act as
3 Director, and Defendant KATERINA HAJKOVA have the right and authority to act
4 as C.F.O.

5 45. Most of the above is arguable on the State level, where Plaintiff has two
6 pending actions for State claims (no federal issue claims exist on the State level)
7 against the Defendants collectively, but the issue of federal application of trademark
8 application is a federal issue and thus the proper jurisdiction to settle the matter is
9 the federal court.

10 46. Plaintiff is seeking declaratory judgment and injunctive relief against the
11 Defendants collectively in regards to his right to apply for federal trademarking of
12 his business name (Dherbs - Djehuty Herbs) which he owned exclusively before
13 November 5, 2003 when he entered into a business partnership with the defendants.
14

15 **A. FIRST CLAIM FOR RELIEF**

16 (Declaratory Judgment)

17 47. Each and every allegation set forth in this Complaint is incorporated
18 herein by reference. Plaintiff JABIR ABDUL AKBAR is entitled to declaratory
19 relief from the Court in this matter because he has stated a valid and viable claim
20 pertaining to an Act of Congress (federal trademark) which the Defendants
21 collectively frivolously oppose because no evidence exists to show that any of the
22 Defendants could make a solid and valid claim of ownership for anything with the
23 name "Djehuty" in it. Use of the Plaintiff's name in registering an IP Address does
24 not constitute the right or authority of ownership of Plaintiff's name, business name,
25 or even his image and voice. Plus, there is no such thing as automatic conversion of
26 property rights and/or trademark rights and copy rights simply by incorporating
27
28

1 and/or declaring.

2 48. Secondly, while Plaintiff has not applied for any federal registration
3 (copyrights) of his printed literary works, the Court still has jurisdiction to intervene
4 in the matter because of the Lanham Act which protects common law copyrights
5 and Plaintiff's written works are all printed and have been sold and mailed across
6 the nation, constituting commerce, plus, many of them state (in their written format)
7 "Protected by Common Law Copyright" giving notice to the public.
8

9 **B. SECOND CLAIM FOR RELIEF**

10 (Injunctive Relief)

11
12 49. Plaintiff is also entitled to injunctive relief against the Defendants
13 collectively to restrain their activity in violating any and all rights of Plaintiff that
14 are protected by federal law, with regards to trademarks and copyrights.
15

16 **PRAYER FOR RELIEF**

17
18 WHEREFORE, Plaintiff Jabir Abdul Akbar respectfully requests that the
19 Court enter judgment providing the following relief:

20 1. Judgment that Plaintiff had a right to apply for a federal trademark of his
21 business name that he owned and used before doing business with the Defendants
22 collectively.

23 2. Judgment that an IP Address owned by Defendant Ahman Dolphin does
24 not confer or establish the automatic right of ownership of a business name or
25
26 establishes a trademark granting federal protection through or by an Act of
27 Congress.
28

1 3. Judgment that because Plaintiff had been using the name "Dherbs" in
2 commerce prior to meeting, knowing, and/or doing business with the Defendants,
3 Plaintiff has an exclusive right of trademark on the name "Dherbs" and the name
4 may not be used without the express consent of Plaintiff (on the internet, on
5 products, and other tangible items).

6 4. Judgment that because Plaintiff had been using the names he ascribed to
7 certain formulas, e.g. Full Body Detox, Moon Cycle Formula, Mucus Buster, Bowel
8 Mover, etc. that he created (and that also associate himself as owner of the products
9 and their names), with notice of trademark, and entering them into commerce by
10 selling them via U.S. mail, that Plaintiff has a claim of common law trademark
11 rights to these named formulas and the trademarked formula names cannot be used
12 by the Defendants collectively (or any corporation the defendants allege to be board
13 members of or associated with) without the express consent of Plaintiff.

14 5. Judgment ordering application by the Defendants collectively (including
15 through any corporation that the defendants allege to be board members of or have
16 an association with) for a federal trademark and/or copyright of any trademark or
17 copyright that Plaintiff rightfully owns due to using first in commerce (and thus
18 protected by common law rights), is unlawful as violating the federally-protected
19 rights of Plaintiff as afforded by federal law and must be withdrawn immediately.
20

21 6. Order a permanent injunction against all the Defendants (and any
22 corporation the defendants allege to be members of or associated with) from using
23 and any all trademarks owned outright by Plaintiff unless permission is granted by
24 Plaintiff.


25 7. Award Plaintiff costs, including attorney's fees, out-of-pocket expenses,
26 witness and expert fees, and the cost of filing this action (if applicable).
27

28 8. Provide other equitable relief as the Court deems just and proper.

1 Trial by jury is demanded.

2
3 Dated: August 1, 2011

4
5 Respectfully submitted,

6
7 
8 Jabir Abdul Akbar
9 1851 Cleveland Road
10 Glendale, California 91202

11 Plaintiff in pro per

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Gary A. Feess and the assigned discovery Magistrate Judge is Fernando M. Olguin.

The case number on all documents filed with the Court should read as follows:

CV11- 6346 GAF (FMOx)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

Western Division
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

Southern Division
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

Eastern Division
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.

FOR OFFICE USE ONLY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Jabir Abdul Akbar

PLAINTIFF(S)

v.

Ahman Dolphin, Jamelle Dolphin,
Katerina Halkova

DEFENDANT(S).

CASE NUMBER

CV11-06346-GAF(FMOx)

SUMMONS

TO: DEFENDANT(S): _____

A lawsuit has been filed against you.

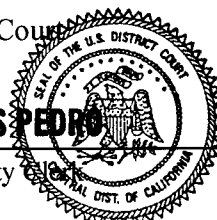
FOR OFFICE USE ONLY

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint amended complaint counterclaim cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Jabir Abdul Akbar, whose address is 1851 Cleveland Road, Glendale, CA 91202. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: AUG - 2 2011

By: ANDRES PEDRO
Deputy



(Seal of the Court) 1202

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

FOR OFFICE USE ONLY

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

I (a) PLAINTIFFS (Check box if you are representing yourself <input checked="" type="checkbox"/>) Jabir Abdul Akbar	DEFENDANTS Ahman Dolphin, Jamelle Dolphin Katerina Halkova
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Jabir Abdul Akbar 818-484-5223 1851 Cleveland Road Glendale, California 91202	Attorneys (If Known) Allan B. Gelbard

II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)	III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width:33%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> <td style="width:47%;"></td> <td style="width:10%; text-align: center;">PTF</td> <td style="width:10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>		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
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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): _____
 6 Multi-District Litigation
 7 Appeal to District Judge from Magistrate Judge

V. REQUESTED IN COMPLAINT: **JURY DEMAND:** Yes No (Check 'Yes' only if demanded in complaint.)

CLASS ACTION under F.R.C.P. 23: Yes No **MONEY DEMANDED IN COMPLAINT:** \$ _____

VI. 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.)

Declaratory and Injunctive relief 28 U.S.C. 1338

VII. NATURE OF SUIT (Place an X in one box only.)

OTHER STATUTES	CONTRACT	TORTS	TORTS	PRISONER	LABOR
<input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 Habeas Corpus <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE/PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other	<input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input checked="" type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609

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AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? No Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? No Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) A. Arise from the same or closely related transactions, happenings, or events; or
 B. Call for determination of the same or substantially related or similar questions of law and fact; or
 C. For other reasons would entail substantial duplication of labor if heard by different judges; or
 D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named plaintiff resides.
 Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** named defendant resides.
 Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which **EACH** claim arose.
Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER): Jahin Abdul Akbar Date 08-02-2011

Notice to Counsel/Parties: The CV-71 (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. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))