## CIVIL COVER SHEET

JS-44 (Rev. 6/17 DC)											-	
I. (a) PLAINTIFFS					DEFENDANTS							
RONNIE MAURICE STEWART, et al., on behalf of themselves and all others similarly situated					ERIC HARGAN, in his official capacity as Acting Secretary of the U.S. Department of Health and Human Services, et al.							
(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF 88888 (EXCEPT IN U.S. PLAINTIFF CASES)				_	COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT 11001 (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)								
Martha Jane Perkins & Catherine McKee, National H Law Program, 200 N. Greensboro Street, Suite D-13 Carrboro, NC 27510 Telephone: 919-968-6308				+								
II. BASIS OF JURISDICTION (PLACE AN x IN ONE BOX ONLY)			III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN x IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) FOR DIVERSITY CASES ONLY!									
1 U.S. Government Plaintiff	3 Federal Question (U.S. Government Not a Party)			PTF DFT Citizen of this State O 1 O 1 Incorporated or					ated or Principal Place	PTF O 4	O 4	
2 U.S. Government Defendant	4 Diversity (Indicate Citizenship of Parties in item III)			of Ano	ther State	O 2	O 2		ated and Principal Place ess in Another State	<b>O</b> 5	<b>O</b> 5	
		,		n Counti		<b>O</b> 3	<b>O</b> 3	Foreign 1	Nation	<b>O</b> 6	<b>O</b> 6	
IV. CASE ASSIGNMENT AND NATURE OF SUIT  (Place an X in one category, A-N, that best represents your Cause of Action and one in a corresponding Nature of Suit)												
				O C. Administrative Agent Review								
410 Antitrust				Other Statutes  891 Agricultural Acts  893 Environmental Matters  890 Other Statutory Actions (If					Any nature of suit from any category may be selected for this category of case assignment.  *(If Antitrust, then A governs)*			
O E. General Civil (	(Other)	OR		0	F. Pro	Se Gen	eral Ci	ivil				
Real Property 210 Land Condemnation 220 Foreclosure 230 Rent, Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property  Personal Property 370 Other Fraud 371 Truth in Lending 380 Other Personal Property Damage 385 Property Damage Product Liability		Bankruptcy 422 Appeal 27 USC 158 423 Withdrawal 28 USC 157  Prisoner Petitions 535 Death Penalty 540 Mandamus & Other 550 Civil Rights 555 Prison Conditions 60 Civil Detainee – Conditions of Confinement  Property Rights 820 Copyrights 830 Patent 835 Patent – Abbreviated New Drug Application 840 Trademark			Federal Tax Suits  870 Taxes (US plaintiff or defendant)  871 IRS-Third Party 26 USC 7609  Forfeiture/Penalty  625 Drug Related Seizure of Property 21 USC 881  690 Other  Other Statutes  375 False Claims Act  376 Qui Tam (31 USC 3729(a))  400 State Reapportionment  430 Banks & Banking  450 Commerce/ICC Rates/etc.  460 Deportation			462 Naturalization Application 465 Other Immigration Actions 470 Racketeer Influenced & Corrupt Organization 480 Consumer Credit 490 Cable/Satellite TV 850 Securities/Commodities/ Exchange 896 Arbitration 899 Administrative Procedure Act/Review or Appeal of Agency Decision 950 Constitutionality of State Statutes 890 Other Statutory Actions (if not administrative agency review or Privacy Act)				

O G. Habeas Corpus/ 2255	O H. Employment Discrimination	O I. FOIA/Privacy Act	O J. Student Loan						
530 Habeas Corpus – General 510 Motion/Vacate Sentence 463 Habeas Corpus – Alien Detainee	442 Civil Rights – Employment (criteria: race, gender/sex, national origin, discrimination, disability, age, religion, retaliation)	895 Freedom of Information Act 890 Other Statutory Actions (if Privacy Act)	152 Recovery of Defaulted Student Loan (excluding veterans)						
	*(If pro se, select this deck)*	*(If pro se, select this deck)*							
K. Labor/ERISA (non-employment)  710 Fair Labor Standards Act 720 Labor/Mgmt. Relations 740 Labor Railway Act 751 Family and Medical Leave Act 790 Other Labor Litigation 791 Empl. Ret. Inc. Security Act	L. Other Civil Rights (non-employment)  441 Voting (if not Voting Rights Act)  443 Housing/Accommodations  440 Other Civil Rights  445 Americans w/Disabilities – Employment  446 Americans w/Disabilities – Other  448 Education	M. Contract  110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholder's Suits 190 Other Contracts 195 Contract Product Liability 196 Franchise	N. Three-Judge Court  441 Civil Rights – Voting (if Voting Rights Act)						
V. ORIGIN									
O 1 Original Proceeding From State Court C									
VI. CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE.) Seeking relief from defendants' grant of 1115 Medicaid waiver under 5 U.S.C. §§ 702-705 and 28 U.S.C. §§ 1331, 1361, 2									
VII. REQUESTED IN COMPLAINT  CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23  DEMAND \$ Check YES only if demanded in complaint YES NO X									
VIII. RELATED CASE(S) IF ANY	(See instruction) YES	NO X If yes, p	lease complete related case form						
DATE:1/24/2018	SIGNATURE OF ATTORNEY OF REC	corp/s/ Jane Perkins							

## INSTRUCTIONS FOR COMPLETING CIVIL COVER SHEET 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 services 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. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. Listed below are tips for completing the civil cover sheet. These tips coincide with the Roman Numerals on the cover sheet.

- I. COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF/DEFENDANT (b) County of residence: Use 11001 to indicate plaintiff if resident of Washington, DC, 88888 if plaintiff is resident of United States but not Washington, DC, and 99999 if plaintiff is outside the United States.
- III. CITIZENSHIP OF PRINCIPAL PARTIES: This section is completed <u>only</u> if diversity of citizenship was selected as the Basis of Jurisdiction under Section II.
- IV. CASE ASSIGNMENT AND NATURE OF SUIT: The assignment of a judge to your case will depend on the category you select that best represents the <u>primary</u> cause of action found in your complaint. You may select only <u>one</u> category. You <u>must</u> also select <u>one</u> corresponding nature of suit found under the category of the case.
- VI. CAUSE OF ACTION: Cite the U.S. Civil Statute under which you are filing and write a brief statement of the primary cause.
- VIII. RELATED CASE(S), IF ANY: If you indicated that there is a related case, you must complete a related case form, which may be obtained from the Clerk's Office.

Because of the need for accurate and complete information, you should ensure the accuracy of the information provided prior to signing the form.