SJS 44 (Rev. 2/08)

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 INSTRUCTIONS ON THE REVERSE OF THE FORM.)

NOTICE: Attorneys MUST Indicate All Re-filed Cases Below.

| PADILLA, DECEASED (b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorney's (Firm Name, Address, and Telephone Number) "aw Offices of Robert J. Fenstersheib & Associates, P.A. 20 West Hallandale Beach Blvd., Hallandale, Florida 33009 Phone: (954) 456-2488 (d) Check County Where Action Arose: MIAMI-DADE MONROE BROWARD PALM BEACH MARTIN ST. LUCIE INDIAN RIVER OKEECHOB HIGHLAND: II. BASIS OF JURISDICTION (Place an "X" in One Box Only) 1 U.S. Government 3 Federal Question (U.S. Government Not a Party) State 1 1 1 1 1 1 1 1 1 | |
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| PADILLA, DECEASED (b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorney's (Firm Name, Address, and Telephone Number) AW Offices of Robert J. Fenstersheib & Associates, P.A. 20 West Hallandale Beach Blvd., Hallandale, Florida 33009 Phone: (954) 456-2488 (d) Check County Where Action Arose: MIAMI-DADE MONROE BROWARD PALM BEACH MARTIN ST. LUCIE INDIAN RIVER OKEECHOB HIGHLAND II. BASIS OF JURISDICTION (Place an "X" in One Box Only) 11 U.S. Government 3 Federal Question Foreign Parties in Item III) 12 U.S. Government Of Another State Citizen of Another State Citizen of Suite Suite Citizen of Another State Citizen of Suite Suite Suite Citizen of Suite Citizen of Suite Suite Citizen of Suite Citizen of Suite Suit | |
| (b) County of Residence of First Listed Plaintiff (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorney's (Firm Name, Address, and Telephone Number) .aw Offices of Robert J. Fenstersheib & Associates, P.A. 20 West Hallandale Beach Blvd., Hallandale, Florida 33009 Phone: (954) 456-2488 (d) Check County Where Action Arose: MIAMI-DADE MONROE BROWARD PALM BEACH MARTIN ST. LUCIE INDIAN RIVER OKEECHOB HIGHLAND II. BASIS OF JURISDICTION (Place an "X" in One Box Only) 1 U.S. Government 3 Federal Question Plaintiff (U.S. Government Not a Party) Citizen of Another State 2 2 Incorporated or Principal Place 4 of Business In This State 6 1 1 Incorporated and Principal Place 4 of Business In Another State 6 1 0 1 1 1 1 1 1 1 1 | |
| NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TAND INVOLVED. Attorney's (Firm Name, Address, and Telephone Number) AWO Offices of Robert J. Fenstersheib & Associates, P.A. 20 West Hallandale Beach Blvd., Hallandale, Florida 33009 Phone: (954) 456-2488 (d) Check County Where Action Arose: MIAMI-DADE MONROE BROWARD PALM BEACH MARTIN ST. LUCIE MIDIAN RIVER OKEECHOB HIGHLAND: II. BASIS OF JURISDICTION (Place an "X" in One Box Only) 1 U.S. Government Multiplication (U.S. Government Not a Party) 1 U.S. Government Midicate Citizenship of Parties in Item III) 2 U.S. Government Midicate Citizenship of Parties in Item III) 3 Federal Question (Indicate Citizenship of Parties in Item III) 4 Diversity Citizen of Another State Midicate Martin Martin State 5 Citizen of Another State Martin Martin Martin Martin Cases, USE THE LOCATION OF THE TLAND INVOLVED. Attorneys (If Known) III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for I and One Box for Defendant of Business In This State Middle Martin M | |
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| U.S. Government Plaintiff (U.S. Government Not a Party) Citizen of This State PTF DEF OFF OFF OFF OFF OFF OFF OFF OFF OFF O | Plaintiff |
| Of Business In Another State (Indicate Citizenship of Parties in Item III) Citizen or Subject of a 3 3 5 oreign Nation 6 6 Foreign Country IV. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT TORTS FORFEITURE/PENALTY BANKRUPTCY OTHER STATUTE 110 Insurance PERSONAL INJURY PERSONAL INJURY 620 Other Food & Drug 422 Appeal 28 USC 158 400 State Reapportionmed 120 Marine 310 Airplane 362 Personal Injury 6620 Other Food & Drug 423 Withdrawal 410 Antitrust | DEF 1 4 |
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| ☐ 110 Insurance PERSONAL INJURY PERSONAL INJURY ☐ 610 Agriculture ☐ 422 Appeal 28 USC 158 ☐ 400 State Reapportionmed ☐ 120 Marine ☐ 310 Airplane ☐ 362 Personal Injury ☐ 620 Other Food & Drug ☐ 423 Withdrawal ☐ 410 Antitrust ☐ 420 Replaced Parking | S |
| D 120 Marine | |
| | |
| ☐ 140 Negotiable Instrument Liability ■ 365 Personal Injury - of Property 21 USC 881 ☐ 450 Commerce | |
| & Enforcement of Judgment Slander 368 Asbestos Personal 640 R.R. & Truck 820 Copyrights 470 Racketeer Influence | |
| □ 151 Medicare Act □ 330 Federal Employers' Injury Product □ 650 Airline Regs. □ 830 Patent Corrupt Organization □ 152 Recovery of Defaulted Liability □ 660 Occupational □ 840 Trademark □ 480 Consumer Credit | S |
| Student Loans 340 Marine PERSONAL PROPERTY Safety/Health 490 Cable/Sat TV | |
| (Excl. Veterans) | ties/ |
| of Veteran's Benefits 350 Motor Vehicle 380 Other Personal 710 Fair Labor Standards 5861 HIA (1395ff) Exchange | |
| ☐ 160 Stockholders' Suits ☐ 355 Motor Vehicle Property Damage ☐ 190 Other Contract Product Liability ☐ 385 Property Damage ☐ 720 Labor/Mgmt. Relations ☐ 862 Black Lung (923) ☐ 875 Customer Challenge ☐ 720 Labor/Mgmt. Relations ☐ 863 DIWC/DIWW (405(g)) ☐ 12 USC 3410 | |
| ☐ 195 Contract Product Liability ☐ 360 Other Personal Product Liability ☐ 730 Labor/Mgmt.Reporting ☐ 864 SSID Title XVI ☐ 890 Other Statutory Acti | ons |
| □ 196 Franchise Injury & Disclosure Act □ 865 RSI (405(g)) □ 891 Agricultural Acts REAL PROPERTY CIVIL RIGHTS PRISONER PETITIONS □ 740 Railway Labor Act FEDERAL TAX SUITS □ 892 Economic Stabilizat | ion Act |
| ☐ 210 Land Condemnation ☐ 441 Voting ☐ 510 Motions to Vacate ☐ 790 Other Labor Litigation ☐ 870 Taxes (U.S. Plaintiff ☐ 893 Environmental Mat | |
| □ 220 Foreclosure □ 442 Employment Sentence □ 791 Empl. Ret. Inc. Security or Defendant) □ 894 Energy Allocation A □ 230 Rent Lease & Ejectment □ 443 Housing/ Habeas Corpus: □ 871 IRS—Third Party □ 895 Freedom of Informa | |
| ☐ 240 Torts to Land | |
| 290 All Other Real Property 445 Amer. w/Disabilities - 540 Mandamus & Other Disabilities - 540 Mandam | Justice |
| 446 Amer. w/Disabilities 7 550 Civil Rights 7 463 Habeas Corpus-Alien | |
| Other Detainee 440 Other Civil Rights | State |
| V. ORIGIN (Place an "X" in One Box Only) 1 Original | |
| a) Re-filed Case ☐ YES Ø NO b) Related Cases Ø YES ☐ NO VI. RELATED/RE-FILED | |
| CASE(S). (See instructions second page): JUDGE DOCKET NUMBER MDL - 1871 | |
| Cite the U.S. Civil Statute under which you are filing and Write a Brief Statement of Cause (Do not cite jurisdictional statutes unless | |
| VII. CAUSE OF ACTION 28 U.S.C. \$1332 (d) (2), NEGLIGENCE, PRODUCT LIABILITY, DEFECTIVE DESIGN | |
| LENGTH OF TRIAL via days estimated (for both sides to try entire case) | |
| VIII. REQUESTED IN CHECK IF THIS IS A CLASS ACTION DEMAND \$ CHECK YES only if demanded in complaint | : |
| COMPLAINT: UNDER F.R.C.P. 23 75,000.00 JURY DEMAND: ✓ Yes □ No | |
| ABOVE INFORMATION IS TRUE & CORRECT TO SIGNATURE OF ATFORNEY OF RECORD DATE 29 20 1 | |
| FOR OFFICE USE ONLY | |

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