

JS 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.

I. (a) PLAINTIFFS: EUGENE 'MERCURY' MORRIS pro se; (b) County of Residence of First Listed Plaintiff: Miami-Dade; (c) Attorney's Firm Name, Address, and Telephone Number: Eugene 'Mercury' Morris, pro se, 11315 SW 243 Terrace, Princeton, Florida 33032; DEFENDANTS: NATIONAL FOOTBALL LEAGUE RETIREMENT BOARD; County of Residence of First Listed Defendant: (IN U.S. PLAINTIFF CASE ONLY); NOTE: IN LAND CONDEMNATION CASES, USE THIS SECTION TO INDICATE THE PARCELS OF LAND INVOLVED. FILED BY: [Signature] D.C. JUL 29 2010 STEVEN M. LARIMORE, CLERK OF DISTRICT COURT, S. D. of FLORIDA, MIAMI

(a) Check County Where Action Arose: [X] MIAMI-DADE [] MONROE [] BROWARD [] PALM BEACH [] MARTIN [] ST. LUCIE [] INDIAN RIVER [] POLK [] VOLUPTA [] WASHINGTON [] WINDWARD COAST

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)
[] 1 U.S. Government Plaintiff
[X] 3 Federal Question (U.S. Government Not a Party)
[] 2 U.S. Government Defendant
[] 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)
(Please indicate citizenship of Plaintiff and Defendant in one box for each party)
Citizen of This State: PTF [] DEF []
Citizen of Another State: PTF [] DEF []
Citizen or Subject of a Foreign Country: PTF [] DEF []

IV. NATURE OF SUIT (Place an "X" in One Box Only)
CONTRACT: [] 110 Insurance, [] 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 Foreclosure, [] 230 Rent Lease & Ejectment, [] 240 Torts to Land, [] 245 Tort Product Liability, [] 290 All Other Real Property
TORTS: PERSONAL INJURY: [] 310 Airplane, [] 315 Airplane Product Liability, [] 320 Assault, Libel & Slander, [] 330 Federal Employers' Liability, [] 340 Marine, [] 345 Marine Product Liability, [] 350 Motor Vehicle, [] 355 Motor Vehicle Product Liability, [] 360 Other Personal Injury
PERSONAL INJURY: [] 362 Personal Injury - Med. Malpractice, [] 365 Personal Injury - Product Liability, [] 368 Asbestos Personal Injury Product Liability, [] 370 Other Fraud, [] 371 Truth in Lending, [] 380 Other Personal Property Damage, [] 385 Property Damage Product Liability
PRISONER PETITIONS: [] 510 Motions to Vacate Sentence, [] 530 General Habeas Corpus, [] 535 Death Penalty, [] 540 Mandamus & Other, [] 550 Civil Rights, [] 555 Prison Condition
FORFEITURE/PENALTY: [] 610 Agriculture, [] 620 Other Food & Drug, [] 625 Drug Related Seizure of Property 21 USC 881, [] 630 Liquor Laws, [] 640 R.R. & Truck, [] 650 Airline Regs., [] 660 Occupational Safety/Health, [] 690 Other
LABOR: [] 710 Fair Labor Standards Act, [] 720 Labor/Mgmt. Relations, [] 730 Labor/Mgmt. Reporting & Disclosure Act, [] 740 Railway Labor Act, [] 790 Other Labor Litigation, [] 791 Empl. Ret. Inc. Security Act
IMMIGRATION: [] 462 Naturalization Application, [] 463 Habeas Corpus-Alien Detainee, [] 465 Other Immigration Actions
BANKRUPTCY: [] 422 Appeal 28 USC 158, [] 423 Withdrawal 28 USC 157
PROPERTY RIGHTS: [] 820 Copyrights, [] 830 Patent, [] 840 Trademark
SOCIAL SECURITY: [] 861 HIA (1395f), [] 862 Black Lung (923), [] 863 DIWC/DIW W (405(g)), [] 864 SSID Title XVI, [] 865 RSI (405(g))
FEDERAL TAX SUITS: [] 870 Taxes (U.S. Plaintiff or Defendant), [] 871 IRS- Third Party 26 USC 7609
OTHER STATUTES: [] 400 State Reapportionment, [] 410 Antitrust, [] 430 Banks and Banking, [] 450 Commerce, [] 460 Deportation, [] 470 Racketeer Influenced and Corrupt Organizations, [] 480 Consumer Credit, [] 490 Cable/Sat TV, [] 810 Selective Service, [] 850 Securities/Commodities/Exchange, [] 875 Customer Challenge 12 USC 3410, [] 890 Other Statutory Actions, [] 891 Agricultural Acts, [] 892 Economic Stabilization Act, [] 893 Environmental Matters, [] 894 Energy Allocation Act, [] 895 Freedom of Information Act, [] 900 Appeal of Fee Determination Under Equal Access to Justice, [] 950 Constitutionality of State Statutes

V. ORIGIN (Place an "X" in One Box Only)
[X] 1 Original Proceeding [] 2 Removed from State Court [] 3 Re-filed- (see VI below) [] 4 Reinstated or Reopened [] 5 Transferred from another district (specify) [] 6 Multidistrict Litigation [] 7 Appeal to District Judge from Magistrate Judgment

VI. RELATED/RE-FILED CASE(S). (See instructions second page):
a) Re-filed Case [] YES [X] NO b) Related Cases [X] YES [] NO
JUDGE US District Judge Michael Moore DOCKET NUMBER 963379-civ-moore

VII. CAUSE OF ACTION: Claim for Retirement Benefits under 29 USC Section 1132(a)(1)(B) of ERISA
LENGTH OF TRIAL via _____ days estimated (for both sides to try entire case)

VIII. REQUESTED IN COMPLAINT: [] CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$ in excess of \$9,497.21 CHECK YES only if demanded in complaint: JURY DEMAND: [] Yes [X] No

ABOVE INFORMATION IS TRUE & CORRECT TO THE BEST OF MY KNOWLEDGE SIGNATURE OF ATTORNEY OF RECORD: Eugene 'Mercury' Morris pro se DATE: July 28, 2010 FOR OFFICE USE ONLY: AMOUNT, RECEIPT #, IFP