

JS 44 (Rev. 3/99)

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.)

I. (a) PLAINTIFFS: Dwayne Ransom Davis and Melisa Davis, On Behalf of Themselves and All Others Similarly Situated. DEFENDANTS: Countrywide Home Loans, Inc.; Bank of America, N.A.; BAC GP, LLC; BAC Home Loans Servicing, LP. (b) County of Residence of First Listed Plaintiff: Henry County, IN. County of Residence of First Listed Defendant: Los Angeles County, CA. (c) Attorney's (Firm Name, Address, and Telephone Number): Irwin B. Levin, Richard E. Shevitz, Eric S. Pavlack, Vess A. Miller, Gabriel A. Hawkins, Cohen & Malad, LLP, One Indiana Square, Suite 1400, Indianapolis, IN 46204 / (317) 636-6481. Attorneys (If Known): 1:10-cv-1303 JMS-DML

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). U.S. Government Plaintiff: [X] Federal Question (U.S. Government Not a Party). U.S. Government Defendant: [X] Diversity (Indicate Citizenship of Parties in Item III). Citizen of Another State: [X] Incorporated and Principal Place of Business in Another State: [X]. Citizen or Subject of a Foreign Country: [X]. Foreign Nation: [X].

IV. NATURE OF SUIT (Place an "X" in One Box Only). CONTRACT: [X] 110 Insurance, [X] 120 Marine, [X] 130 Miller Act, [X] 140 Negotiable Instrument, [X] 150 Recovery of Overpayment & Enforcement of, [X] 151 Medicare Act, [X] 152 Recovery of Defaulted Student Loans (Excl. Veterans), [X] 153 Recovery of Overpayment of Veteran's Benefits, [X] 160 Stockholders' Suits, [X] 190 Other Contract, [X] 195 Contract Product Liability. TORTS: PERSONAL INJURY: [X] 310 Airplane, [X] 315 Airplane Product Liability, [X] 320 Assault, Libel & Slander, [X] 330 Federal Employers' Liability, [X] 340 Marine, [X] 345 Marine Product Liability, [X] 350 Motor Vehicle, [X] 355 Motor Vehicle Product Liability, [X] 360 Other Personal. PERSONAL INJURY: [X] 362 Personal Injury - Med. Malpractice, [X] 365 Personal Injury - Product Liability, [X] 368 Asbestos Personal Injury Product Liability, [X] 370 Other Fraud, [X] 371 Truth in Lending, [X] 380 Other Personal Property Damage, [X] 385 Property Damage Product Liability. PRISONER PETITIONS: [X] 510 Motions to Vacate Sentence, [X] Habeas Corpus, [X] 530 General, [X] 535 Death Penalty, [X] 540 Mandamus & Other, [X] 550 Civil Rights, [X] 555 Prison Condition. FORFEITURE/PENALT: [X] 610 Agriculture, [X] 620 Other Food & Drug, [X] 625 Drug Related Seizure of Property 21 USC 881, [X] 630 Liquor Laws, [X] 640 R.R. & Truck, [X] 650 Airline Regs., [X] 660 Occupational Safety/Health, [X] 690 Other. LABOR: [X] 710 Fair Labor Standards Act, [X] 720 Labor/Mgmt. & Disclosure Act, [X] 730, [X] 740 Railway Labor Act, [X] 790 Other Labor Litigation, [X] 791 Empl. Ret. Inc. Security Act. BANKRUPTCY: [X] 422 Appeal 28 USC 158, [X] 423 Withdrawal 28 USC 157. SOCIAL SECURITY: [X] 861 HIA (1395ff), [X] 862 Black Lung (923), [X] 863 DIWC/DIWW (405(g)), [X] 864 SSID Title XVI, [X] 865 RSI (405(g)). FEDERAL TAX SUITS: [X] 870 Taxes (U.S. Plaintiff or Defendant), [X] 871 IRS - Third Party. OTHER STATUTES: [X] 400 State Reapportionment, [X] 410 Antitrust, [X] 430 Banks and Banking, [X] 450 Commerce/ICC Rates/etc., [X] 460 Deportation, [X] 470 Racketeer Influenced and Corrupt Organizations, [X] 810 Selective Service, [X] 850 Securities/Commodities/Exchange, [X] 875 Customer Challenge 12 USC 3410, [X] 891 Agricultural Acts, [X] 892 Economic Stabilization, [X] 893 Environmental Matters, [X] 894 Energy Allocation Act, [X] 895 Freedom of Information Act, [X] 900 Appeal of Fee Under Equal Access to Justice, [X] 950 Constitutional of State Statutes, [X] 890 Other Statutory Actions.

V. ORIGIN (PLACE AN "X" IN ONE BOX ONLY). [X] 1 Original Proceeding, [X] 2 Removed from State Court, [X] 3 Remanded from Appellate Court, [X] 4 Reinstated or Reopened, [X] 5 Transferred from another district (specify), [X] 7 Multidistrict Litigation, [X] Appeal to District Judge from Magistrate Judgment.

VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write brief statement of cause. 18 U.S.C. §§ 1961-68. Do not cite jurisdictional statutes unless diversity.) Claim for Violations of the Racketeer Influenced and Corrupt Organizations Act, 18 U.S.C. § 1961 et. seq.

VII. REQUESTED IN COMPLAINT: [X] CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23. DEMAND \$: CHECK YES only if demanded in complaint. JURY DEMAND: [X] YES, [] NO.

VIII. RELATED CASE(S) IF ANY (See instructions): JUDGE: DOCKET NUMBER:

DATE: October 19, 2010. SIGNATURE OF ATTORNEY OF RECORD: [Signature]

FOR OFFICE USE ONLY: RECEIPT #, AMOUNT, APPLYING IFP, JUDGE, MAG. JUDGE.