SJS 44 (Rev. 11/04)

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 Michael R. Nack, in others similarly si	dividually and on behalf of all tuated,	DEFENDANTS Reed Elsevier	DEFENDANTS Reed Elsevier, Inc.		
(b) County of Residence	of First Listed Plaintiff St. Louis Count	ty, MO County of Residence	County of Residence of First Listed Defendant		
(EXCEPT IN U.S. PLAINTIFF CASES)			(IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.		
(c) Attorney's (Firm Name	, Address, and Telephone Number)	Attorneys (If Known)	Attorneys (If Known)		
MARGULIS LAW GROUP, 28 Old Belle Monte Rd., Chesterfield, MO 63017 (636) 536-7002			HUSCH BLACKWELL LLP, 190 Carondelet Plaza, Ste. 600, St. Louis, MO 63105 (314) 480-1931		
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II. BASIS OF JURISD	ICTION (Place an "X" in One Box Only)	III. CITIZENSHIP OF F (For Diversity Cases Only)	RINCIPAL PARTIES	(Place an "X" in One Box for Plaintiff and One Box for Defendant)	
□ 1 U.S. Government Plaintiff	IS 3 Federal Question (U.S. Government Not a Party)	Р	TF DEF 1 D 1 Incorporated or Pr of Business In Thi	PTF DEF rincipal Place 🛛 4 🗂 4	
□ 2 U.S. Government	4 Diversity	Citizen of Another State	2 D 2 Incorporated and		
Defendant	(Indicate Citizenship of Parties in Item III)		of Business In	Another State	
		Citizen or Subject of a Foreign Country	3 🗇 3 Foreign Nation		
	(Place an "X" in One Box Only)		D 1 M TOTAL COM		
CONTRACT	TORTS PERSONAL INJURY PERSONAL INJURY	FORFEITURE/PENALTY CP 610 Agriculture	BANKRUPTCY 422 Appeal 28 USC 158	OTHER STATUTES Image: Display the description of	
120 Marine	□ 310 Airplane □ 362 Personal Injury	- 🗇 620 Other Food & Drug	🗇 423 Withdrawal	🗇 410 Antitrust	
 130 Miller Act 140 Negotiable Instrument 	315 Airplane Product Med. Malpractice Liability 365 Personal Injury		28 USC 157	 430 Banks and Banking 450 Commerce 	
150 Recovery of Overpayment	320 Assault, Libel & Product Liability	630 Liquor Laws	PROPERTY RIGHTS	460 Deportation	
& Enforcement of Judgment	Slander I 368 Asbestos Person 330 Federal Employers' Injury Product	650 Airline Regs.	 820 Copyrights 830 Patent 	470 Racketeer Influenced and Corrupt Organizations	
152 Recovery of Defaulted Student Loans	Liability Liability 340 Marine PERSONAL PROPER	TY Safety/Health	840 Trademark	 480 Consumer Credit 490 Cable/Sat TV 	
(Excl. Veterans)	345 Marine Product 370 Other Fraud	690 Other		810 Selective Service	
153 Recovery of Overpayment of Veteran's Benefits	Liability I 371 Truth in Lending I 350 Motor Vehicle I 380 Other Personal	ABOR D 710 Fair Labor Standards	SOCIAL SECURITY ☐ 861 HIA (1395ff)	850 Securities/Commodities/ Exchange	
 I60 Stockholders' Suits I90 Other Contract 	355 Motor Vehicle Property Damage Product Liability 385 Property Damage		□ 862 Black Lung (923) □ 863 DIWC/DIWW (405(g))	875 Customer Challenge 12 USC 3410	
 195 Contract Product Liability 196 Franchise 	360 Other Personal Product Liability	730 Labor/Mgmt.Reporting & Disclosure Act	D 864 SSID Title XVI	890 Other Statutory Actions	
REAL PROPERTY	Injury CIVIL RIGHTS PRISONER PETITIO	NS 🖸 740 Railway Labor Act	☐ 865 RSI (405(g)) FEDERAL TAX SUITS	 891 Agricultural Acts 892 Economic Stabilization Act 	
 210 Land Condemnation 220 Foreclosure 	441 Voting 510 Motions to Vaca 442 Employment Sentence	te D 790 Other Labor Litigation 791 Empl. Ret. Inc.	870 Taxes (U.S. Plaintiff or Defendant)	 893 Environmental Matters 894 Energy Allocation Act 	
🗇 230 Rent Lease & Ejectment	443 Housing/ Habeas Corpus:	Security Act	D 871 IRS-Third Party	□ 895 Freedom of Information	
 240 Torts to Land 245 Tort Product Liability 	Accommodations 530 General 535 Death Penalty		26 USC 7609	Act 900Appeal of Fee Determination	
290 All Other Real Property	U 445 Amer. w/Disabilities - 540 Mandamus & Ot Employment 550 Civil Rights	her		Under Equal Access to Justice	
	🗇 446 Amer. w/Disabilities - 🗇 555 Prison Condition	L		950 Constitutionality of	
	Other 440 Other Civil Rights			State Statutes	
	an "X" in One Box Only) emoved from 3 Remanded from	\mathbf{J}_{4} Reinstated or \mathbf{J}_{5} Trans	ferred from 🗇 6 Multidistr	Appeal to District Judge from	
- Original - K	tate Court Appellate Court	Reopened (speci	fy) Litigation	ici Magistrate	
	Cite the U.S. Civil Statute under which you a Telephone Consumer Protect				
VI. CAUSE OF ACTION	DN Brief description of cause: Unsolicited facsimiles	1011 1100, 47 010101 22	,		
VII. REQUESTED IN COMPLAINT:	CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23	N DEMAND \$	CHECK YES only JURY DEMAND:	if demanded in complaint:	
VIII. RELATED CASI IF ANY	E(S) (See instructions): JUDGE		DOCKET NUMBER		
DATE	SIGNATURE OF AT	TORNEY OF RECORD			
05/02/2012	Theader	y K. Kung.	W		
FOR OFFICE USE ONLY	A second s			200822803002000000000000000000000000000	
RECEIPT # A	MOUNT APPLYING IFP	JUDGE	MAG. JUI	DGE	

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM 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 service of pleading 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. The attorney filing a case should complete the form as follows:

I. (a) Plaintiffs-Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)

(c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

III. Residence (citizenship) of Principal Parties. This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

IV. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section VI below, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.

V. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate judge's decision.

 VI.
 Cause of Action.
 Report the civil statute directly related to the cause of action and give a brief description of the cause.
 Do not cite jurisdictional statutes

 unless diversity.
 Example:
 U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service

VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS 44 is used to reference related pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.