Doc. 1 Att. 1

JS 44 (Rev. 12/12)

CIVIL COVER SHEET

| The JS 44 civil cover sheet and provided by local rules of court purpose of initiating the civil do | the information contained lt. This form, approved by the ocket sheet. (SEE INSTRUC | herein neither replace no he Judicial Conference of TIONS ON NEXT PAGE OF | or supplen of the Uni F THIS FO | nent the filing and servic ted States in September 1 (RM.) | e of pleadings or other p 1974, is required for the | papers as required use of the Clerk | l by law, exco of Court for the | ept as he | |
|---|---|---|---------------------------------------|--|---|---|--|--|--|
| I. (a) PLAINTIFFS Jane Doe (a psuedonym) | | | | DEFENDANTS Avid Life Media, Inc. | | | | | |
| (b) County of Residence of First Listed Plaintiff St. Louis Co., MO (EXCEPT IN U.S. PLAINTIFF CASES) | | | | County of Residence of First Listed Defendant Toronto, Canada (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. | | | | | |
| (c) Attorneys (Firm Name, 2) John J. Driscoll, Esq. The Driscoll Firm, PC, 21 (314) 932-3232 | • | | 3102 | Attorneys (If Known) | | | | | |
| II. BASIS OF JURISDI | ICTION (Place an "X" in O | ne Box Only) | III. CI | TIZENSHIP OF P | RINCIPAL PART | TIES (Place an ": | X" in One Box | for Plaintiff | |
| ☐ 1 U.S. Government Plaintiff | ☐ 3 Federal Question (U.S. Government Not a Party) | | | (For Diversity Cases Only) PTF DEF Citizen of This State X 1 | | | | | |
| ☐ 2 U.S. Government Defendant | | | | Citizen of Another State | | | | | |
| | | | | en or Subject of a reign Country | 3 Sa Foreign Na | ition | □ 6 | □ 6 | |
| IV. NATURE OF SUIT (Place an "X" in One Box Only) CONTRACT TORTS | | | | FORFEITURE/PENALTY BANKRUPTCY OTHER STATUTES | | | | | |
| □ 110 Insurance □ 120 Marine □ 130 Miller Act □ 140 Negotiable Instrument □ 150 Recovery of Overpayment | 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 Product Liability 360 Other Personal Injury 360 Personal Injury Medical Malpractice CIVIL RIGHTS 440 Other Civil Rights 441 Voting 442 Employment 443 Housing/ Accommodations 445 Amer. w/Disabilities - Employment 446 Amer. w/Disabilities - Other 448 Education | PERSONAL INJURY 365 Personal Injury - Product Liability 367 Health Care/ Pharmaceutical Personal Injury Product Liability 368 Asbestos Personal Injury Product Liability PERSONAL PROPER 370 Other Fraud 371 Truth in Lending 380 Other Personal Property Damage Product Liability PRISONER PETITION Habeas Corpus: 463 Alien Detainee 510 Motions to Vacate Sentence 330 General 535 Death Penalty Other: 540 Mandamus & Othe 550 Civil Rights 555 Prison Condition 560 Civil Detainee - Conditions of Confinement | 69 | 5 Drug Related Seizure of Property 21 USC 881 0 Other LABOR 0 Fair Labor Standards Act 0 Labor/Management Relations 0 Railway Labor Act 1 Family and Medical Leave Act 0 Other Labor Litigation 1 Employee Retirement Income Security Act IMMIGRATION 2 Naturalization Application 5 Other Immigration Actions | □ 422 Appeal 28 USC 1: □ 423 Withdrawal 28 USC 157 PROPERTY RIGHT □ 820 Copyrights □ 830 Patent □ 840 Trademark SOCIAL SECURITY □ 861 HIA (1395ff) □ 862 Black Lung (923) □ 863 DIWC/DIWW (44) □ 864 SSID Title XVI □ 865 RSI (405(g)) FEDERAL TAX SU □ 870 Taxes (U.S. Plaint or Defendant) □ 871 IRS—Third Party 26 USC 7609 | 400 St 410 A 410 A 430 Bi 440 C 470 Ri 60 C 60 C | anks and Bankii commerce leportation acketeer Influer orrupt Organiza consumer Credit lable/Sat TV ecurities/Comm exchange other Statutory A gricultural Acts nvironmental M reedom of Infor | nment ng nced and ntions odities/ actions latters mation rocedure ppeal of | |
| VI. CAUSE OF ACTION VII. REQUESTED IN COMPLAINT: | Cite the U.S. Civil Sta 18 USC 2702 Brief description of ca Violation of the Fe UNDER RULE 2 | Appellate Court itute under which you ar ituse: ederal Stored Comr IS A CLASS ACTION | re filing (I | pened Anothe (specify Do not cite jurisdictional state | er District Liti) tutes unless diversity): | S only if demand | _ | | |
| VIII. RELATED CASI IF ANY | (See instructions): JUDGE | | | DOCKET NUMBER | | | | | |
| DATE 07/22/2015 FOR OFFICE USE ONLY | SIGNATURE OF ATTORNEY OF RECORD /s/ John J. Driscoll | | | | | | | | |
| | MOUNT | APPLYING IFP | | IUDGE | M | AG JUDGE | | | |

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.Cv.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 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; **NOTE: 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 clerk(s) 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 six 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.

- 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 actual dollar amount 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.