JS 44 (Rev. 03/99)

FOR OFFICE USE ONLY

UNITED STATES DISTRICT COURT 5114577_1.DOC

AMOUNT_

RECEIPT #

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 the Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

! (a) PLAINTIFFS			DEFENDANTS		
PSS World Medical, Inc. dba Physician Sales & Service, Inc. (b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF: Unknown (EXCEPT IN U.S. PLAINTIFF CASES)			John Ilvento; Henry Schein, Inc. State OF RESIDENCE OF FIRST LISTED DEFENDANT (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED		
(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER) Anthony Hall, Esq.; Deanna Brinkerhoff, Esq. Holland & Hart LLP 5441 Kietzke Lane, Second Floor Reno, Nevada 89511 Phone: 775-327-3000			ATTORNEYS (IF KNOWN)		
II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)			III. CITIZENSHIP OF	PRINCIPAL PARTI	IES (PLACE AN X IN ONE BOX
☐ 1 U.S. Government Plaintiff☐ 2 U.S. Government Defendant	 □ 3 Federal Question (U.S. Government Not a Party) ☑ 4 Diversity (Indicate Citizenship of Parties in Item III) 		Citizen of This State □ 1 Citizen of Another State □ 2	FOR PLAINTIFF AND ONE BOX FOR DEFENDANT) DEF 1 Incorporated or Principal Place	
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 & 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 □ 191 Contract Product Liability ■ REAL PROPERTY □ 210 Land Condemnation □ 220 Foreclosure □ 230 Rent Lease & Ejectment □ 240 Torts to Land □ 245 Tort Product Liability □ 290 All Other Real Property	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 CIVIL RIGHTS 441 Voting 442 Employment 443 Housing/ Accommodations 444 Welfare 440 Other Civil Rights	PERSONAL INJURY 362 Personal Injury - Med Malpractice 365 Personal Injury - Product Liability 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY 370 Other Fraud 371 Truth in Lending 380 Other Personal Property Damage 385 Property Damage 385 Property Damage Product Liability PRISONER PETITIONS 510 Motions to Vacate Sentence Habeas Corpus 530 General 535 Death Penalty 540 Mandamus & Other 550 Other	□ 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	□ 422 Appeal 28 USC 158 □ 423 Withdrawal 28 USC 157 PROPERTY RIGHTS □ 820 Copyrights □ 830 Patent □ 840 Trademark SOCIAL SECURITY □ 861 HIA (1395ff) □ 862 Black Lung (923) □ 863 DIWC/DIWW (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	□ 400 State Reapportionment □ 410 Antitrust □ 430 Banks and Banking □ 450 Commerce/ICC Rates/ etc. □ 460 Deportation □ 470 Racketeer Influenced and □ Corrupt Organizations □ 810 Selective Service □ 850 Securities/Commodities/ □ Exchange □ 875 Customer Challenge □ 12 USC 3410 □ 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 □ 890 Other Statutory Actions
V. ORIGIN ⊠1 Original □2 Remove Proceeding State C			ONE BOX ONLY) TRANSFERRED FROM D5 ANOTHER DISTRICT (SPECIFY) APPEAL TO DISTRICT MULTIDISTRICT T JUDGE FROM MAGISTRATE		
CAUSE OF ACTION Brief description of cause: Brea	ch of employment contract.				
VII. REQUESTED IN ☐ CHECK IF THIS IS A COMPLAINT: UNDER F.R.C.P. 23			DEMAND Not Stated N/A	Check YES only if demanded in complaint: A JURY DEMAND: 「YES 区NO	
VIII. RELATED CASE(S)IF ANY (see instructions): JUDGE DOCKET NUMBER					
DATE SIGNATURE OF ATTORNEY OF RECORD					
5/23/11					

APPLYING IFP

JUDGE_

MAG. JUDGE