Filed 04/09/2007

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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.)

the cr	VII docket sheet. (See In	31 KUCHONS ON THE KEVE	SE OF THE FORM.)					
I. (a) PLAINTIFFS					DEFENDANTS			
Todd Sokolwski, Individuallly and on Behalf of All Other Similarly Situated					MENU FOODS, INC., MENU FOODS, MENU FOODS INCOME FUND, and THE IAMS COMPANY			
(b) County of Residence of First Listed Plaintiff Hartford County, C (EXCEPT IN U.S. PLAINTIFF CASES)					County of Residence of First Listed Defendant (IN U.S. PLAINTIFF CASES ONLY)			
								i i
					(c) Attorney's (Firm Name, Address, and Telephone Number)			
Lite I	DePalma Greenberg	& Rivas, LLC, Two Ga	nteway Center, 12tl	h Fl.,				
	ırk, NJ 07102			· · · · · ·				
II. BASIS OF JURISDICTION (Place an "X" in One Box Only)					III. CITIZENSHIP OF PRINCIPAL PARTIES(Place an "X" in One Box for Plaintiff			
1	U.S. Government	☐ 3 Federal Question (U.S. Government Not a Party)			(For Diversity Cases Only)	FF DEF	and One Box for Defendant) PTF DEF	
	Plaintiff			Citiz	Citizen of This State			
D 2	U.S. Government Defendant	4 Diversity (Indicate Citizenship of Parties in Item III)		Citizen of Another State S 2				
٠. ب								
		•				3 Foreign Nation	□ 6 □ 6	
TV	NATUDE OF SHIP	Γ (Place an "X" in One Box On	t	L Fo	oreign Country			
IV.	CONTRACT		RIS	FOR	RESTURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
	Insurance	PERSONAL INJURY	PERSONAL INJUR		510 Agriculture	422 Appeal 28 USC 158	400 State Reapportionment	
) Marine) Miller Act				520 Other Food & Drug 525 Drug Related Seizure	423 Withdrawal 28 USC 157		
1 140	Negotiable Instrument	Liability	365 Personal Injury	-	of Property 21 USC 881		☐ 450 Commerce	
	Recovery of Overpayment & Enforcement of Judgment	320 Assault, Libel & Slander	Product Liability 368 Asbestos Persons		530 Liquor Laws 540 R.R. & Truck	PROPERTY RIGHTS 820 Copyrights	☐ 460 Deportation☐ 470 Racketeer Influenced and	
	Medicare Act	330 Federal Employers' Liability	Injury Product Liability		550 Airline Regs. 560 Occupational	330 Patent 840 Trademark	Corrupt Organizations 480 Consumer Credit	
	Recovery of Defaulted Student Loans	☐ 340 Marine	PERSONAL PROPER	TY.	Safety/Health	5 840 Hademark	490 Cable/Sat TV	
	(Excl. Veterans)	Excl. Veterans)			590 Other LABOR	SOCIAL SECURITY	☐ 810 Selective Service ☐ 850 Securities/Commodities/	
	of Veteran's Benefits	350 Motor Vehicle	380 Other Personal		710 Fair Labor Standards	☐ 861 HIA (1395ff)	Exchange	
) Stockholders' Suits) Other Contract	☐ 355 Motor Vehicle Product Liability	Property Damage 385 Property Damage		Act 720 Labor/Mgmt. Relations	☐ 862 Black Lung (923) ☐ 863 DIWC/DIWW (405(g))	□ 875 Customer Challenge 12 USC 3410	
J 195	Contract Product Liability	☐ 360 Other Personal	Product Liability		730 Labor/Mgmt.Reporting	☐ 864 SSID Title XVI	■ 890 Other Statutory Actions	
	Franchise REAL PROPERTY	Injury CIVIL RIGHTS	PRISONER PETITIO	NS D	& Disclosure Act 740 Railway Labor Act	S65 RSI (405(g)) FEDERAL TAX SUITS	■ □ 891 Agricultural Acts □ □ 892 Economic Stabilization Act	
1 210	Land Condemnation	441 Voting 442 Employment	510 Motions to Vaca Sentence	te 🗍 🖰	790 Other Labor Litigation 791 Empl. Ret. Inc.	☐ 870 Taxes (U.S. Plaintiff or Defendant)	☐ 893 Environmental Matters ☐ 894 Energy Allocation Act	
	Foreclosure Rent Lease & Ejectment	442 Employment 443 Housing/	Habeas Corpus:		Security Act	3 871 IRS—Third Party	394 Energy Anocation Act 3895 Freedom of Information	
	Torts to Land Tort Product Liability	Accommodations 444 Welfare	530 General 535 Death Penalty			26 USC 7609	Act 900Appeal of Fee Determination	
	All Other Real Property	445 Amer. w/Disabilities -	☐ 540 Mandamus & Ot	her			Under Equal Access	
		Employment 446 Amer. w/Disabilities -	550 Civil Rights555 Prison Condition	.			to Justice 950 Constitutionality of	
		Other	355 i listir Condition	·			State Statutes	
V C	ORIGIN (Place	an "X" in One Box Only)	<u> </u>	L		<u> </u>	Appeal to District	
Z] 1	Original D 2 R	temoved from	IXCHISHUCU HOIH	J 4 Rein	nstated or 🐸 🧲 anoth	ferred from 6 Multidist	rict 🗖 7 Judge from Magistrate	
	Proceeding S	tate Court Cite the U.S. Civil Sta	Appellate Court atute under which you a		pened (spec (Do not cite jurisdiction	ify) Litigation al statutes unless diversity):	n Judgment	
VI.	CAUSE OF ACTION	ON Brief description of co	ause;					
VII	REQUESTED IN		IS A CLASS ACTIO	N F	DEMAND S	CHECK YES only	/ if demanded in complaint:	
	COMPLAINT:	UNDER F.R.C.P.			CONTRACTOR OF	JURY DEMAND		
VIII	. RELATED CASI	E(S) (See instructions):	JUDGE			DOCKET NUMBER		
DATE	1 1		SIGNATURE OF AT	TTORNEY	QF RECORD			
:	4/10/07		Goseph	9.	DePalua			
FOR (OFFICE USE ONLY		e e e e e e e e e e e e e e e e e e e	ŧ				
RE	CEIPT # A	MOUNT	APPLYING IFP		JUDGE	MAG, JU	DGE	

JS 44 Reverse (Rev. 11/04)

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.
- 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.