

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 use of the Clerk of Court for the purpose of initiating the civil docket sheet.

APPROVED JAN 21 2008

08 JAN 21 PM 12:53
U.S. DISTRICT COURT
S.D.N.Y.

PLAINTIFFS Teachers4Action, individually and on behalf of its members, by Floridan Lewenstein, Treasurer and Spokesperson, and John Does and Jane Does 1 - 50

DEFENDANTS Michael G. Bloomberg, Joel Klein, NY Department of Education, Superintendents 1 - 10, Principals 1 - 1 - 10

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Edward D. Fagan Esq., 5 Penn Plaza, 23rd Floor, New York, NY 10001 Tel # (646) 378-2225, Fax (646) 304-6446 and Email ed.fagan@global-litigation-partners.com

ATTORNEYS (IF KNOWN)
Unknown

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
Violations of 5th and 14th Amendments, 42 U.S.C. § 2000e ("Civil Rights Act of 1964") 29 U.S.C. § 621 ("Age Discrimination"), 42 U.S.C. § 1981 ("Civil Rights Act of 1991"), 18 U.S.C. § 1962 et seq. ("RICO"), 18 U.S.C. § 1341 ("Wire Fraud"), 18 USC 1343 ("Mail Fraud"), Discrimination, Harassment, Negligent Infliction of Emotional Distress, Injunction and other Relief

Has this or a similar case been previously filed in SDNY at any time? No Yes? Judge Previously Assigned

If yes, was this case Vol Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

ACTIONS UNDER STATUTES

CONTRACT		PERSONAL INJURY		PERSONAL INJURY		FORFEITURE/PENALTY		BANKRUPTCY		OTHER STATUTES	
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 362 PERSONAL INJURY - MED MALPRACTICE	<input type="checkbox"/> 610 AGRICULTURE	<input type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 400 STATE REAPPORTIONMENT						
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT LIABILITY	<input type="checkbox"/> 365 PERSONAL INJURY PRODUCT LIABILITY	<input type="checkbox"/> 620 FOOD & DRUG	28 USC 158	<input type="checkbox"/> 410 ANTI TRUST						
<input type="checkbox"/> 130 MILLER ACT	<input type="checkbox"/> 320 ASSAULT, LIBEL & SLANDER	<input type="checkbox"/> 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	<input type="checkbox"/> 625 DRUG RELATED SEIZURE OF PROPERTY	28 USC 157	<input type="checkbox"/> 430 BANKS & BANKING						
<input type="checkbox"/> 140 NEGOTIABLE INSTRUMENT	<input type="checkbox"/> 330 FEDERAL EMPLOYERS' LIABILITY		<input type="checkbox"/> 630 LIQUOR LAWS		<input type="checkbox"/> 450 COMMERCE/ICC RATES/ETC						
<input type="checkbox"/> 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	<input type="checkbox"/> 340 MARINE	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> 640 RR & TRUCK		<input type="checkbox"/> 460 DEPORTATION						
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT LIABILITY	<input type="checkbox"/> 371 TRUTH IN LENDING	<input type="checkbox"/> 650 AIRLINE REGS		<input type="checkbox"/> 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)						
<input type="checkbox"/> 152 RECOVERY OF DEFAULTED STUDENT LOANS (EXCL VETERANS)	<input type="checkbox"/> 350 MOTOR VEHICLE	<input type="checkbox"/> 380 OTHER PERSONAL PROPERTY DAMAGE	<input type="checkbox"/> 660 OCCUPATIONAL SAFETY/HEALTH		<input type="checkbox"/> 480 CONSUMER CREDIT						
<input type="checkbox"/> 153 RECOVERY OF OVERPAYMENT OF VETERANS BENEFITS	<input type="checkbox"/> 355 MOTOR VEHICLE PRODUCT LIABILITY	<input type="checkbox"/> 385 PROPERTY DAMAGE PRODUCT LIABILITY	<input type="checkbox"/> 690 OTHER		<input type="checkbox"/> 490 CABLE/SATELLITE TV						
<input type="checkbox"/> 160 STOCKHOLDERS SUITS	<input type="checkbox"/> 360 OTHER PERSONAL INJURY				<input type="checkbox"/> 810 SELECTIVE SERVICE						
<input type="checkbox"/> 190 OTHER CONTRACT					<input type="checkbox"/> 850 SECURITIES/COMMODITIES/EXCHANGE						
<input type="checkbox"/> 195 CONTRACT PRODUCT LIABILITY					<input type="checkbox"/> 875 CUSTOMER CHALLENGE						
<input type="checkbox"/> 196 FRANCHISE					12 USC 3410						
					<input type="checkbox"/> 891 AGRICULTURE ACTS						
					<input type="checkbox"/> 892 ECONOMIC STABILIZATION ACT						
					<input type="checkbox"/> 893 ENVIRONMENTAL MATTERS						
					<input type="checkbox"/> 894 ENERGY ALLOCATION ACT						
					<input type="checkbox"/> 895 FREEDOM OF INFORMATION ACT						
					<input type="checkbox"/> 900 APPEAL OF FEE DETERMINATION UNDER EQUAL ACCESS TO JUSTICE						
					<input type="checkbox"/> 950 CONSTITUTIONALITY OF STATE STATUTES						
					<input type="checkbox"/> 890 OTHER STATUTORY ACTIONS						

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Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.? IF SO, STATE:

DEMAND \$ In Excess of OTHER

JUDGE

DOCKET NUMBER

Check YES only if demanded in complaint

JURY DEMAND: YES NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding
- 2a. Removed from State Court
- 2b. Removed from State Court
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from (Specify District)
- 6 Multidistrict Litigation
- 7 Appeal to District Judge from Magistrate Judge Judgment

AND at least one party is a pro se litigant

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

- 1 U.S. PLAINTIFF
- 2 U.S. DEFENDANT
- 3 FEDERAL QUESTION (U.S. NOT A PARTY)
- 4 DIVERSITY

IF DIVERSITY, INDICATE CITIZENSHIP BELOW. (28 USC 1332, 1441)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE <u>PTF</u> <input checked="" type="checkbox"/> 1 <u>DEF</u> <input checked="" type="checkbox"/> 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY [] 3 [] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE [] 5 [] 5
CITIZEN OF ANOTHER STATE [] 2 [] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE [] 4 [] 4	FOREIGN NATION [] 6 [] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

John Doe Plaintiffs live in New York County however their identity needs to remain confidential for fear of retaliation Teachers4Action -

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Michael G. Bloomberg, City Hall, 260 Broadway, New York, NY 10007 - NY County

Joel Klein, NYC Dept of Education, 52 Chambers St., New York, NY 10007 - NY County

NYC Department of Education, 52 Chambers Street, New York, NY 10007 - NY County

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Defendant Superintendents 1 - 10 and Defendant Principals 1 - 10

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS FOLEY SQUARE (DO NOT check either box if this a PRISONER PETITION.)

DATE
Jan. 21, 2008

SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
[x] YES (DATE ADMITTED Mo.05 Yr.85)
Attorney Bar Code # EF-4125

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge MAG. PECK is so Designated.

J Michael McMahon, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)