

JS 44C/SDNY
REV. 06/01/17

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

PLAINTIFFS
Benjamin Pillars

DEFENDANTS
General Motors LLC

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
The Mastromarco Firm, Victor J. Mastromarco, Jr., 1024 N. Michigan Aveune, Saginaw, MI 48602 (989) 752-1414

ATTORNEYS (IF KNOWN)
Arthur Steinberg & Scott Davidson

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

28 U.S.C. 158 ; Bankruptcy Appeal

Has this action, case, or proceeding, or one essentially the same 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. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

CONTRACT		PERSONAL INJURY		PERSONAL INJURY		FORFEITURE/PENALTY		BANKRUPTCY		OTHER STATUTES	
<input type="checkbox"/>	110 INSURANCE	<input type="checkbox"/>	310 AIRPLANE	<input type="checkbox"/>	367 HEALTHCARE/	<input type="checkbox"/>	625 DRUG RELATED	<input checked="" type="checkbox"/>	422 APPEAL	<input type="checkbox"/>	375 FALSE CLAIMS
<input type="checkbox"/>	120 MARINE	<input type="checkbox"/>	315 AIRPLANE PRODUCT	<input type="checkbox"/>	367 PHARMACEUTICAL PERSONAL	<input type="checkbox"/>	SEIZURE OF PROPERTY	<input type="checkbox"/>	28 USC 158	<input type="checkbox"/>	376 QUI TAM
<input type="checkbox"/>	130 MILLER ACT	<input type="checkbox"/>	LIABILITY	<input type="checkbox"/>	365 PERSONAL INJURY	<input type="checkbox"/>	21 USC 881	<input type="checkbox"/>	423 WITHDRAWAL	<input type="checkbox"/>	400 STATE
<input type="checkbox"/>	140 NEGOTIABLE INSTRUMENT	<input type="checkbox"/>	320 ASSAULT, LIBEL & SLANDER	<input type="checkbox"/>	365 PRODUCT LIABILITY	<input type="checkbox"/>	690 OTHER	<input type="checkbox"/>	28 USC 157	<input type="checkbox"/>	REAPPORTIONMENT
<input type="checkbox"/>	150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	<input type="checkbox"/>	330 FEDERAL EMPLOYERS' LIABILITY	<input type="checkbox"/>	368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	<input type="checkbox"/>	PROPERTY RIGHTS			<input type="checkbox"/>	410 ANTI TRUST
<input type="checkbox"/>	151 MEDICARE ACT	<input type="checkbox"/>	340 MARINE	<input type="checkbox"/>	PERSONAL PROPERTY	<input type="checkbox"/>	820 COPYRIGHTS			<input type="checkbox"/>	430 BANKS & BANKING
<input type="checkbox"/>	152 RECOVERY OF DEFAULTED STUDENT LOANS (EXCL VETERANS)	<input type="checkbox"/>	345 MARINE PRODUCT LIABILITY	<input type="checkbox"/>	370 OTHER FRAUD	<input type="checkbox"/>	830 PATENT			<input type="checkbox"/>	450 COMMERCE
<input type="checkbox"/>	153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	<input type="checkbox"/>	350 MOTOR VEHICLE	<input type="checkbox"/>	371 TRUTH IN LENDING	<input type="checkbox"/>	835 PATENT-ABBREVIATED NEW DRUG APPLICATION			<input type="checkbox"/>	460 DEPORTATION
<input type="checkbox"/>	160 STOCKHOLDERS SUITS	<input type="checkbox"/>	355 MOTOR VEHICLE PRODUCT LIABILITY	<input type="checkbox"/>	380 OTHER PERSONAL PROPERTY DAMAGE	<input type="checkbox"/>	840 TRADEMARK			<input type="checkbox"/>	470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)
<input type="checkbox"/>	190 OTHER CONTRACT	<input type="checkbox"/>	360 OTHER PERSONAL INJURY	<input type="checkbox"/>	385 PROPERTY DAMAGE PRODUCT LIABILITY	<input type="checkbox"/>	LABOR	<input type="checkbox"/>	861 HIA (1395(f))	<input type="checkbox"/>	480 CONSUMER CREDIT
<input type="checkbox"/>	195 CONTRACT PRODUCT LIABILITY	<input type="checkbox"/>	362 PERSONAL INJURY - MED MALPRACTICE	<input type="checkbox"/>	PRISONER PETITIONS	<input type="checkbox"/>	710 FAIR LABOR STANDARDS ACT	<input type="checkbox"/>	862 BLACK LUNG (923)	<input type="checkbox"/>	490 CABLE/SATELLITE TV
<input type="checkbox"/>	196 FRANCHISE	<input type="checkbox"/>	ACTIONS UNDER STATUTES	<input type="checkbox"/>	463 ALIEN DETAINEE	<input type="checkbox"/>	720 LABOR/MGMT RELATIONS	<input type="checkbox"/>	863 DIWC/DIWW (405(g))	<input type="checkbox"/>	850 SECURITIES/ COMMODITIES/ EXCHANGE
		<input type="checkbox"/>	CIVIL RIGHTS	<input type="checkbox"/>	510 MOTIONS TO VACATE SENTENCE 28 USC 2255	<input type="checkbox"/>	740 RAILWAY LABOR ACT	<input type="checkbox"/>	864 SSID TITLE XVI	<input type="checkbox"/>	890 OTHER STATUTORY ACTIONS
		<input type="checkbox"/>	440 OTHER CIVIL RIGHTS (Non-Prisoner)	<input type="checkbox"/>	530 HABEAS CORPUS	<input type="checkbox"/>	751 FAMILY MEDICAL LEAVE ACT (FMLA)	<input type="checkbox"/>	865 RSI (405(g))	<input type="checkbox"/>	891 AGRICULTURAL ACTS
		<input type="checkbox"/>	441 VOTING	<input type="checkbox"/>	535 DEATH PENALTY	<input type="checkbox"/>	790 OTHER LABOR LITIGATION	<input type="checkbox"/>	FEDERAL TAX SUITS	<input type="checkbox"/>	893 ENVIRONMENTAL MATTERS
		<input type="checkbox"/>	442 EMPLOYMENT	<input type="checkbox"/>	540 MANDAMUS & OTHER	<input type="checkbox"/>	791 EMPL RET INC SECURITY ACT (ERISA)	<input type="checkbox"/>	870 TAXES (U.S. Plaintiff or Defendant)	<input type="checkbox"/>	895 FREEDOM OF INFORMATION ACT
		<input type="checkbox"/>	443 HOUSING/ ACCOMMODATIONS	<input type="checkbox"/>	PRISONER CIVIL RIGHTS	<input type="checkbox"/>	IMMIGRATION	<input type="checkbox"/>	871 IRS-THIRD PARTY 26 USC 7609	<input type="checkbox"/>	896 ARBITRATION
<input type="checkbox"/>	210 LAND CONDEMNATION	<input type="checkbox"/>	445 AMERICANS WITH DISABILITIES - EMPLOYMENT	<input type="checkbox"/>	550 CIVIL RIGHTS	<input type="checkbox"/>	462 NATURALIZATION APPLICATION	<input type="checkbox"/>		<input type="checkbox"/>	899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION
<input type="checkbox"/>	220 FORECLOSURE	<input type="checkbox"/>	446 AMERICANS WITH DISABILITIES - OTHER	<input type="checkbox"/>	555 PRISON CONDITION	<input type="checkbox"/>	465 OTHER IMMIGRATION ACTIONS			<input type="checkbox"/>	950 CONSTITUTIONALITY OF STATE STATUTES
<input type="checkbox"/>	230 RENT LEASE & EJECTMENT	<input type="checkbox"/>	448 EDUCATION	<input type="checkbox"/>	560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT						
<input type="checkbox"/>	240 TORTS TO LAND										
<input type="checkbox"/>	245 TORT PRODUCT LIABILITY										
<input type="checkbox"/>	290 ALL OTHER REAL PROPERTY										

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. AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13? IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE Jesse M. Furman DOCKET NUMBER 1:14-md-02543

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding
- 2 Removed from State Court
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from (Specify District)
- 6 Multidistrict Litigation (Transferred)
- 7 Appeal to District Judge from Magistrate Judge
- a. all parties represented
- b. At least one party is pro se.
- 8 Multidistrict Litigation (Direct File)

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

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

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	PTF [] DEF []	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF [] DEF []	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [] DEF []
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)

N/A

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

N/A

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:

N/A

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN

DATE 08/09/2017 SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

ADMITTED TO PRACTICE IN THIS DISTRICT

[] NO
[x] YES (DATE ADMITTED Mo. _____ Yr. _____)
Attorney Bar Code # pro hac vice

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

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)