

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No.:

J. ALLESE JACKSON on her own behalf and
on behalf of all others similarly situated,

Plaintiff,

v.

QUEEN'S CARE IN HOME, INC.,
QUEEN'S CARE IN HOME 2, LLC, and
QUEEN MOSES,

Defendants.

CLASS AND COLLECTIVE ACTION COMPLAINT FOR UNPAID WAGES

Plaintiff, by and through undersigned counsel, files this Class and Collective Action Complaint for Unpaid Wages on her own behalf and on behalf of all others similarly situated against the above-named Defendants.

STATEMENT OF THE CASE

1. Defendants employed Plaintiff to provide in-home personal care to Defendants' elderly and disabled clientele.

2. Plaintiff's and her similarly situated co-workers' job duties included, but were not limited to, providing Defendants' clients with the following services: housekeeping, laundry, bedclothes changes, meal preparation and service, medication reminders, appointment scheduling, bathing, dressing, personal hygienic care, shopping, outdoor recreation and exercise and physical therapy.

3. Defendants refused to pay Plaintiff and all similarly-situated employees

overtime premiums for hours worked beyond forty (40) each work week and beyond twelve (12) each work day.

4. The Fair Labor Standards Act (the “FLSA”), 29 U.S.C. §§ 201 *et seq.*, and the Colorado Minimum Wage Act (the “MWA”), C.R.S. §§ 8-6-101, *et seq.*, as implemented by the Colorado Minimum Wage Order (the “MWO”), 7 CCR 1103-1, require employers, like Defendants, to pay their employees overtime premiums for hours worked beyond forty (40) each work week.

5. The MWO requires employers like Defendants to pay overtime premiums for hours worked beyond twelve (12) each workday.

6. Defendants violated the FLSA and the MWO when they refused to pay Plaintiff and those similarly situated overtime premiums for overtime hours worked.

7. Defendants also refused to pay Plaintiff and others similarly situated for the hours they spent travelling between the jobsites that Defendants assigned them each day.

8. The FLSA and the MWO require employers like Defendants to compensate their employees for time spent travelling between jobsites.

9. Plaintiff seeks compensation for Defendants’ violations of the FLSA and the MWO on her own behalf and on behalf of all those similarly situated.

PARTIES, JURISDICTION, AND VENUE

10. Plaintiff Allese Jackson is and was at all times relevant to this action a resident of the State of Colorado. Plaintiff Jackson’s signed FLSA Consent to Sue Form is attached to this Complaint as Plaintiff’s Exhibit 1.

11. Defendant Queen’s Care In Home, Inc. is a registered Colorado corporation

doing business at 5054 Billings Street, Denver, Colorado 80239.

12. Defendant Queen's Care In Home 2, LLC is a registered Texas limited liability company doing business at 14211 Eventide Drive, Cypress, Texas 77429.

13. Jurisdiction is conferred upon this Court by 28 U.S.C. § 1331, this case arising under the Fair Labor Standards Act, 29 U.S.C. §§ 201 *et seq.*

14. Plaintiff requests that this Court exercise supplemental jurisdiction over her claims under the MWO pursuant to 28 U.S.C. § 1367.

15. Venue is proper pursuant to 28 U.S.C. § 1391(b)(2) because a substantial part of the events and omissions giving rise to the claims occurred in the District of Colorado.

FACTUAL ALLEGATIONS RELEVANT TO ALL CLAIMS

16. Defendants employed Plaintiff as a patient care provider in 2015 and 2017.

17. Plaintiff and Defendants' other employees provided Defendants' clients with the following services: housekeeping, laundry, bedclothes changes, meal preparation and service, assistance with medications, appointment scheduling, bathing, dressing, personal hygienic care, shopping, outdoor recreation and exercise and physical therapy.

18. Plaintiff and others similarly situated regularly worked more than forty (40) hours per week and more than twelve (12) hours per workday for Defendants.

19. Defendants refused to pay Plaintiff and others overtime premiums as required by law.

20. For example, during the pay period running from November 18, 2016 through December 1, 2017, Plaintiff worked 117 hours for Defendants and was not paid overtime premiums for those hours she worked beyond forty (40) each workweek and

beyond twelve (12) each workday. Similarly, during the pay period running from December 2, 2017 through December 15, 2017, Plaintiff worked 99.5 hours for Defendants and was not paid overtime premiums for those hours she worked beyond forty (40) each workweek and beyond twelve (12) each workday.

21. Defendants refused to pay all their employees overtime premiums for overtime hours worked.

22. Defendants also did not pay Plaintiff or their other employees any wages at all for those hours these employees spent travelling between Defendants' clients' homes.

23. For example, Plaintiff regularly spent approximately two (2) hours each day travelling from one of Defendant's client's home to the next and was not compensated for this time worked.

24. Defendants thus willfully refused to pay Plaintiff and those similarly situated overtime wages for overtime hours worked and willfully refused to pay Plaintiff and those similarly situated any wages for time spent travelling between jobsites.

25. At all times relevant to this action, Defendants employed persons, including Plaintiff and those similarly situated, within the State of Colorado.

26. At all times relevant to this action, Plaintiff and others performed labor for the benefit of Defendants and Defendants commanded when, where, and how much labor Plaintiff and others were to perform.

27. Defendants engaged in a business that sold a service -- care for the elderly and disabled -- to the consuming public, and generated 50% or more of its annual dollar volume of business from such sales.

28. Defendants also engaged in business that provided health and medical care.

29. At all times relevant to this action, Defendants enjoyed annual gross revenues in excess of \$500,000.00.

30. During each year relevant to this action, Plaintiff and all Defendants' employees handled cleaning materials, foodstuffs, medications and other materials which moved in interstate commerce.

RULE 23 CLASS ALLEGATIONS

31. Plaintiff brings her Count I claim under the MWO as a Fed. R. Civ. P. 23 class action, on her own behalf and on behalf of a class for which Plaintiff seeks certification.

32. Pending any modifications necessitated by discovery, Plaintiff preliminarily defines this "Rule 23 Class" as follows:

All Defendants' Colorado employees who worked on or after March 16, 2016.

33. This action is properly brought as a class action for the following reasons:

34. All of Defendants' hourly employees were denied overtime premiums and travel time wages.

35. The class is so numerous that joinder of all the potential class members is impracticable. Plaintiff does not know the exact size of the Class since that information is within the control of Defendants. However, upon information and belief, Plaintiff alleges that the number of Class Members exceeds 100. Membership in the class is readily ascertainable from Defendants' employment records.

36. The operative questions of law and fact regarding the liability of Defendants are common to the Class and predominate over any individual issues which may exist. Common questions of law and of fact include: whether Plaintiff and the Class Members

were denied overtime premiums due them per the MWO and whether Plaintiff and the Class Members were denied wages for travel time due them per the MWO. The claims asserted by Plaintiff are typical of the claims of all of the Class Members. This is an uncomplicated case of unpaid overtime premiums and travel time wages. The wage claims at issue arise from a policy applicable to all members of the class. Each Member of the Class suffered the same violations that give rise to Plaintiff's claims. A class action is superior to other available methods for the fair and efficient adjudication of this controversy because numerous identical lawsuits alleging identical causes of action would not serve the interests of judicial economy.

37. The representative Plaintiff will fairly and adequately protect the interests of the Members of the Class. Because all Class Members were subject to the same violations of law perpetrated by Defendants, the interests of absent Class Members are coincident with, and not antagonistic to, those of Plaintiff. The representative Plaintiff will litigate the claims fully.

38. The representative Plaintiff is represented by counsel experienced in wage and hour class action litigation.

39. The prosecution of separate actions by individual Class Members would create a risk of inconsistent or varying adjudications with respect to individual Class Members which would establish incompatible standards of conduct for Defendants. If Defendants' wage payment policies were unlawful as applied to the representative Plaintiff, they were unlawful as applied to the absent members of the putative class.

40. Those Class Members who worked for Defendants for short periods of time have small claims which they are unlikely to bring individually. All members of the Class

have claims which are factually very similar and legally identical to Plaintiff's. Thus, the interest of Members of the Class in individually controlling the prosecution or defense of separate actions is slight, while the broad remedial purposes of the MWO counsel toward vindicating the rights of those employees with small claims as part of the larger Class.

41. Plaintiff is unaware of any members of the putative class who are interested in presenting their claims in a separate action.

42. Plaintiff is unaware of any pending litigation commenced by members of the Class concerning the instant controversy.

43. It is desirable to concentrate this litigation in this forum because all claims relevant to the Rule 23 Class arose in this Judicial District.

44. This class action will not be difficult to manage due to the uniformity of claims among the Class Members and the susceptibility of wage and hour cases to both class litigation and the use of representative testimony and representative documentary evidence.

45. The contours of the class will be easily defined by reference to the payroll documents Defendants were legally required to create and maintain. Notice will be easily distributed because all members of the putative class are or were recently employed by Defendants and Defendants were required to create and maintain records containing the mailing addresses of all such class members.

§ 216(b) COLLECTIVE ACTION ALLEGATIONS

46. Plaintiff brings her Count II claim under the FLSA as a collective action, pursuant to 29 U.S.C. § 216(b), on behalf of herself and on behalf of all similarly

situated employees currently and formerly employed by Defendants. Pending any modifications necessitated by discovery, Plaintiff preliminarily defines this “216(b) Class” as follows:

All Defendants’ employees who worked on or after March 16, 2015.

47. The 216(b) Class period dates back three years from the date on which this Complaint was filed and continues forward through the date of judgment because the FLSA provides a three-year statute of limitations for claims of willful violations brought under the Act. 29 U.S.C. § 255(a).

48. All potential 216(b) Class Members are similarly situated because they worked for Defendants as hourly patient care provider employees and are or were subject to Defendants’ common policy failing to pay overtime premiums and travel time wages.

FIRST CLAIM

Violation of the MWA, § 8-6-101, et seq. as implemented by the MWO, 7 CCR 1103-

1

49. Plaintiff repeats and realleges each of the allegations above as if fully set forth herein.

50. Plaintiff alleges this claim on her own behalf and on behalf of all others similarly situated pursuant to Fed. R. Civ. P. 23.

51. Defendant Queens Care In Home, Inc. was Plaintiff’s and others’ “employer” as that term is defined by the MWO because it employed Plaintiff and others in Colorado. 7 CCR 1103-1(2).

52. Plaintiff and others were Defendant Queens Care In Home, Inc.’s “employees” as that term is defined by the MWO because they performed labor for the

benefit of Defendant in which Defendant commanded when, where, and how much labor they would perform. 7 CCR 1103-1(2).

53. Defendant Queens Care In Home, Inc. willfully violated the MWO when it refused to pay Plaintiff and others overtime premiums and travel time wages.

54. Plaintiff and others have suffered lost wages and lost use of those wages in an amount to be determined at trial.

55. Plaintiff and others are entitled to recover unpaid overtime premiums, travel time wages, attorney fees and costs of the suit. C.R.S. § 8-6-118; 7 CCR 1103-1(18).

SECOND CLAIM
Violation of the FLSA (29 U.S.C. § 201 et seq.)

56. Plaintiff repeats and realleges each of the allegations above as if fully set forth herein.

57. Plaintiff asserts this count on her own behalf and on behalf of all others similarly situated pursuant to 29 U.S.C. § 216(b).

58. Plaintiff and others were “employees” as that term is defined by the FLSA. 29 U.S.C. § 203(e).

59. Defendants “employed” Plaintiff and others as that term is defined by the FLSA. 29 U.S.C. § 203(g).

60. Defendants were Plaintiff’s and others’ “employers” as that term is defined by the FLSA. 29 U.S.C. § 203(d).

61. Defendants violated the FLSA when they refused to pay Plaintiff and others overtime premiums and travel time wages.

62. Defendants’ violations of the FLSA were willful.

63. Plaintiff and others have suffered lost wages and lost use of those wages in

an amount to be determined at trial.

64. Plaintiff and others are entitled to recover unpaid overtime premiums, liquidated damages and attorney fees and costs. 29 U.S.C. § 216(b).

WHEREFORE, Plaintiff prays that:

- I. As to her First Claim brought under the MWO:
 - a. This action be certified as a class action pursuant to Fed. R. Civ.P. 23;
 - b. Plaintiff be certified as class representative of the Rule 23 Class;
 - c. Undersigned counsel be appointed Rule 23 class counsel;
 - d. Prompt notice of this litigation be sent to all potential Rule 23 class members;
 - e. Plaintiff and the Rule 23 Class be awarded the unpaid balance of the full amount of wages due, attorney fees and costs. Colo. Rev. Stat. § 8-6-118; 7 CCR 1103-1(18);
 - f. Plaintiff and the Rule 23 Class be awarded pre-judgment and post-judgment interest as permitted by law; and
 - g. Plaintiff and the Rule 23 Class be awarded such other and further relief as may be necessary and appropriate.

- II. As to her Second Claim brought under the FLSA:
 - a. This case be certified to proceed as a collective action under 29 U.S.C. § 216(b) and that appropriate notice of this suit and the opportunity to opt into it be provided to all potential members of the 216(b) Class;
 - b. Plaintiff and the 216(b) Class be awarded unpaid overtime premiums and travel time wages;
 - c. Plaintiff and the 216(b) Class be awarded liquidated damages as required by law;
 - d. Plaintiff and the 216(b) Class be awarded pre-judgment and post-judgment interest as permitted by law;

- e. Plaintiff and the 216(b) Class be awarded costs and attorney fees as per 29 U.S.C. § 216(b); and
- f. Plaintiff and the 216(b) Class be awarded such other and further relief as may be necessary and appropriate.

MILSTEIN LAW OFFICE

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Attorney for Plaintiff

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 NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

J. ALLESE JACKSON, on her own behalf and on behalf of all others similarly situated

(b) County of Residence of First Listed Plaintiff Denver
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Milstein Law Office
1123 Spruce Street, Boulder, CO 80302

DEFENDANTS

QUEEN'S CARE IN HOME, INC., QUEEN'S CARE IN HOME 2, LLC and QUEEN MOSES

County 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.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

1 U.S. Government Plaintiff

3 Federal Question (U.S. Government Not a Party)

2 U.S. Government Defendant

4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

(For Diversity Cases Only)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Med. Malpractice	PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus: <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes

LABOR

710 Fair Labor Standards Act
 720 Labor/Mgmt. Relations
 740 Railway Labor Act
 751 Family and Medical Leave Act
 790 Other Labor Litigation
 791 Empl. Ret. Inc. Security Act

IMMIGRATION

462 Naturalization Application
 463 Habeas Corpus - Alien Detainee (Prisoner Petition)
 465 Other Immigration Actions

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))

TAX SUITS

870 Taxes (U.S. Plaintiff or Defendant)
 871 IRS - Third Party 26 USC 7609

V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding

2 Removed from State Court

3 Remanded from Appellate Court

4 Reinstated or Reopened

5 Transferred from another district (specify)

6 Multidistrict Litigation

7 Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):

29 U.S.C. 201 et seq

Brief description of cause: AP Docket

Unpaid wages action

VII. REQUESTED IN COMPLAINT:

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

DEMAND \$

CHECK YES only if demanded in complaint:
JURY DEMAND: Yes No

DATE 3/16/2017

SIGNATURE OF ATTORNEY OF RECORD Brandt Milstein

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. 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, 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.

V. 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

Or:

"AP Docket"

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.

Date and Attorney Signature. Date and sign the civil cover sheet.

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO**

Civil Action No.:

J. ALLESE JACKSON on her own behalf and
on behalf of all others similarly situated,

Plaintiff,

v.

QUEEN'S CARE IN HOME, INC.,
QUEEN'S CARE IN HOME 2, LLC, and
QUEEN MOSES,

Defendants.

CONSENT TO JOIN LITIGATION

I, J. Allese Jackson, hereby express my intention and consent to join the above-captioned case filed by the Milstein Law Office against my former employers alleging that they violated wage and hour law.

Date: 3.2.18

Signature: 

ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Personal Care Provider Sues Queen's Care In Home, Two Others Over Alleged Wage Violations](#)
