

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

**HERBERT RICHARDS, JR., on  
behalf of himself and those similarly  
situated,**

**Plaintiff(s),**

**CASE NO.:**

**vs.**

**FIDELITY INFORMATION  
SERVICES, LLC, and FIS  
MANAGEMENT SERVICES, LLC,**

**Defendants.** \_\_\_\_\_ /

**COMPLAINT AND DEMAND FOR JURY TRIAL**

COMES NOW the Plaintiff, HERBERT RICHARDS, JR., on behalf of himself and those similarly situated (“Plaintiff”), and sues Defendants, FIDELITY INFORMATION SERVICES, LLC, and FIS MANAGEMENT SERVICES, LLC (hereinafter collectively “Defendants”), under the Fair Labor Standards Act, as amended, 29 U.S.C. § 216(b) (the “FLSA”) for unpaid overtime wage compensation, and common law unjust enrichment.

**INTRODUCTION**

1. This is an action by the Plaintiff against his current employer for unpaid overtime pursuant to the Fair Labor Standards Act (“FLSA”). Plaintiff seeks overtime damages, liquidated damages, attorney’s fees and costs, declaratory relief, and other relief under the Fair Labor Standards Act, as amended, 29 U.S.C. §216(b) (the “FLSA”).

2. Plaintiff also seeks an Order conditionally certifying this case as a collective action to include all similarly situated “Customer Service Representatives” who did not receive proper overtime wages within the last three years.

**JURISDICTION**

3. This action arises under the Fair Labor Standards Act, 29 U.S.C. §210, *et. seq.* The Court has jurisdiction over the FLSA claim pursuant to 29 U.S.C. §216(b).

**VENUE**

4. The venue of this Court over this controversy is proper based on the claim arising in Tampa, Florida (Hillsborough County).

**COVERAGE**

5. Defendants, FIDELITY INFORMATION SERVICES, LLC, AND FIS MANAGEMENT SERVICES, LLC, are for profit corporations formed and existing under the laws of the State of Florida and at all times during Plaintiff’s employment, were employers as defined by 29 U.S.C. §203.

6. At all material times relevant to this action (2014-present), the Defendants, FIDELITY INFORMATION SERVICES, LLC, AND FIS MANAGEMENT SERVICES, LLC, were enterprises covered by the FLSA, and as defined by 29 U.S.C. §203(r) and §203(s).

7. At all material times relevant to this action (2014-present), Defendant FIDELITY INFORMATION SERVICES, LLC made gross earnings of at least \$500,000.00 annually.

8. At all material times relevant to this action (2014-present), Defendant FIDELITY INFORMATION SERVICES, LLC had two or more employees engaged in interstate commerce, producing goods for commerce, or handling, selling or otherwise working on goods or materials that have been moved in or produced for such commerce.

9. At all material times relevant to this action (2014-present), Defendant FIDELITY INFORMATION SERVICES, LLC had two or more employees who routinely ordered materials or supplies from out of state vendors.

10. At all material times relevant to this action (2014-present), Defendant FIDELITY INFORMATION SERVICES, LLC had two or more employees who used the telephone and/or computers to place and accept business calls with out of state customers on a daily basis in the normal course of its business. Defendants required its employees to speak with out of state customers for debt collection.

11. Additionally, Plaintiff was an employee of FIDELITY INFORMATION SERVICES, LLC and was, at all times relevant to this action (2014-present), individually engaged in commerce as defined by 29 U.S.C. §§206(a) and 207(a)(1) as he was required to communicate with out of state customers on a daily basis for debt collection.

12. At all material times relevant to this action (2014-present), Defendant FIS MANAGEMENT SERVICES, LLC made gross earnings of at least \$500,000.00 annually.

13. At all material times relevant to this action (2014-present), Defendant FIDELITY FIS MANAGEMENT SERVICES, LLC had two or more employees engaged in

interstate commerce, producing goods for commerce, or handling, selling or otherwise working on goods or materials that have been moved in or produced for such commerce.

14. At all material times relevant to this action (2014-present), Defendant FIS MANAGEMENT SERVICES, LLC had two or more employees who routinely ordered materials or supplies from out of state vendors.

15. At all material times relevant to this action (2014-present), Defendant FIS MANAGEMENT SERVICES, LLC had two or more employees who used the telephone and/or computers to place and accept business calls with out of state customers on a daily basis in the normal course of its business. Defendant required its employees to speak with out of state customers for debt collection.

16. Additionally, Plaintiff was an employee of FIS MANAGEMENT SERVICES, LLC and was, at all times relevant to this action (2014-present), individually engaged in commerce as defined by 29 U.S.C. §§206(a) and 207(a)(1) as he was required to communicate with out of state customers on a daily basis for debt collection.

17. Upon information and belief, the records, to the extent that any exist, concerning the number of hours worked and amounts paid to Plaintiff are in the possession, custody and control of Defendants.

### **FACTUAL ALLEGATIONS**

18. Defendants, FIDELITY INFORMATION SERVICES, LLC, AND FIS MANAGEMENT SERVICES, LLC, are Banking and Payment Technologies corporations.

19. As part of its corporations, FIDELITY INFORMATION SERVICES, LLC, AND FIS MANAGEMENT SERVICES, LLC have a division that performs customer service functions.

20. This division employs Customer Service Representatives.

21. FIDELITY INFORMATION SERVICES, LLC, AND FIS MANAGEMENT SERVICES, LLC's Customer Service Representatives work in several states in the United States.

22. Customer Service Representatives perform collection related services on behalf of FIDELITY INFORMATION SERVICES, LLC, AND FIS MANAGEMENT SERVICES, LLC.

23. Customer Service Representatives typically work in a call center setting.

24. Customer Service Representatives are hourly paid employees.

25. Customer Service Representatives are eligible for overtime and paid overtime if they work more than forty (40) hours per week.

26. Plaintiff was employed by Defendants as a "Customer Service Representative II."

27. Plaintiff was employed in this capacity from approximately October 16, 2014 thru the present.

28. Plaintiff was paid an hourly rate for the hours that he worked.

29. All Customer Service Representatives are/were paid on an hourly basis.

30. All Customer Service Representatives are/were entitled to be paid for all hours worked for Defendants.

31. In order to perform their jobs, Plaintiff and all Customer Service Representatives were required to open and close multiple computer software applications at the beginning and end of their work shifts.

32. Plaintiff and all Customer Service Representatives were not paid for the time they spent opening and closing multiple software applications at the beginning and end of their work shifts.

33. This suit seeks payment of all of the time spent opening and closing multiple computer software applications at the beginning and end of their work shifts that resulted in the Plaintiff's, and those similarly situated, working overtime hours but not being compensated at a rate of no less than time and one half their regular hourly rate.

34. As a result of this compensation practice, Plaintiff, and all Customer Service Representatives similarly situated, did not receive full and proper payment of time and one half their regular rate of pay for all hours worked in excess of forty (40) within a work week in one or more weeks.

35. In addition, Plaintiff, and all Customer Service Representatives similarly situated, did not receive full and proper payment for the time spent performing these job duties for all hours worked in less than forty (40) within a work week in one or more weeks.

36. Defendants failed to comply with 29 U.S.C. §§ 201-209, because Plaintiff performed services for Defendants for which no provisions were made by Defendants to properly pay Plaintiff for those hours worked in excess of 40 within a workweek.

37. Defendants were unjustly enriched by accepting the benefit and value of Plaintiff's work time spent opening and closing multiple computer software applications at the beginning and end of their work shifts but not compensating Plaintiff for this work.

38. Defendants employed and are employing other individuals who perform(ed) the same or similar job duties under the same pay provisions as Plaintiff.

39. Upon information and belief, the records – to the extent such records exist – concerning the number of hours worked and amounts paid to Plaintiff, and others similarly situated to him, are in the possession, custody, or control of Defendants.

#### **CLASS REPRESENTATIVE ALLEGATIONS**

40. Plaintiff and the other Customer Service Representatives (“the class members”) performed the same or similar job duties as one another in that they provided collection service duties for Defendants.

41. Further, Plaintiff and the class members were subjected to the same pay provisions in that they were required to open and close multiple computer software applications at the beginning and end of their shifts resulting in working over forty (40) hours in a work week without being paid at a rate of at least time and one half their regular hourly rate of pay for these hours. Thus, the class members are owed overtime wages for the same reason as the Plaintiff.

42. Moreover, Defendants have been unjustly enriched as a result of its accepting the work of Plaintiff and other similarly situated employees without proper compensation. It would be unjust to allow Defendants to enjoy the fruits of the collective class's labor without proper compensation.

43. Defendants' policy or practice was applicable to Plaintiff and the class members. Application of this policy or practice does not depend on the personal circumstances of Plaintiff or those joining this lawsuit. Rather, the same policy or practice which resulted in the non-payment of overtime wages to Plaintiff applies to all class members.

44. Defendants knowingly, willingly, or with reckless disregard carried out their illegal pattern or practice of failing to pay overtime wages with respect to Plaintiff and the class members.

45. Defendants acted willfully in failing to pay Plaintiff and the class members in accordance with the law.

46. Defendants were aware of the time and record keeping requirements of the Fair Labor Standards Act, but willfully or recklessly failed to keep accurate pay and time records as required.

47. Defendants did not act in good faith or reliance upon any of the following in formulating its pay practices: (a) case law, (b) the FLSA, 29 U.S.C. § 201, *et seq.*, (c) Department of Labor Wage & Hour Opinion Letters or (d) the Code of Federal Regulations.

48. Plaintiff files this collective action on behalf of himself and all other similarly situated Customer Service Representatives. The proposed class is defined as follows:

All Customer Service Representatives (or similar title) who worked for Defendants within the last three years who were not paid overtime compensation at time and one half their regular rate of pay for all hours worked in excess of forty (40) within a workweek.



**COUNT ONE - RECOVERY OF OVERTIME COMPENSATION**

49. Plaintiff reasserts and incorporates by reference all allegations contained within previous paragraphs.

50. During employment with Defendants, Plaintiff and the class members worked more than forty (40) hours in one or more workweeks while employed by Defendants.

51. Plaintiff and the class members were required to open and close multiple computer software applications at the beginning and end of their shifts resulting in working over forty (40) hours in a work week without being paid at a rate of at least time and one half their regular hourly rate of pay for these hours.

52. As a result, Defendants failed to properly compensate Plaintiff and the class members for overtime hours that they worked, in violation of the FLSA.

53. Defendants acted willfully, intentionally, and/or recklessly in failing to pay Plaintiff and the class members at least time and one half their regular hourly rate of pay for each hour worked over forty (40) hours in one or more workweeks while employed by Defendants, in violation of the FLSA.

54. Defendants did not act in good faith or reliance upon any of the following in formulating its pay practices: (a) case law, (b) the FLSA, 29 U.S.C. § 201, *et seq.*, (c) Department of Labor Wage & Hour Opinion Letters or (d) the Code of Federal Regulations.

**COUNT TWO - UNJUST ENRICHMENT**

55. Plaintiff reasserts and incorporates by reference all allegations contained within paragraphs 1-43.

56. This Court has supplemental jurisdiction over Plaintiff's unjust enrichment claims pursuant to 28 U.S.C. § 1367(a) because Plaintiff's unjust enrichment claims form part of the same case or controversy and arise out of a common nucleus of operative facts as his overtime wage claim.

57. Plaintiff, and all other similarly situated to him, performed work opening and closing multiple computer software applications at the beginning and end of their shifts.

58. Plaintiff, and all other similarly situated to him, were not compensated for their work performed opening and closing multiple computer software applications.

59. Plaintiff, and all other similarly situated to him, seek compensation for the time spent performing work related to opening and closing multiple computer software applications at the beginning and end of their shifts to the extent that these hours can not be captured as part of their overtime claims in Count One, because the addition of these work hours may be *less than* forty (40) hours within a single work week.

60. Defendants accepted Plaintiff's work, and all other similarly situated to him, of opening and closing multiple computer software applications and this work was valuable to Defendants, but Defendants did not compensate Plaintiff for this work.

61. Defendants have been unjustly enriched as a result of its accepting the work of Plaintiff, and other similarly situated employees, without proper compensation. It would be unjust to allow Defendants to enjoy the fruits of the collective class's labor without proper compensation.

**DAMAGES AND RELIEF SOUGHT FOR MEMBERS OF THE CLASS**

62. This action is brought by Plaintiff, for himself and on behalf of all others similarly situated, under the provisions of the FLSA for: (i) monetary damages to be paid by the Defendants associated with the above claims; (ii) liquidated damages; and (iii) relief incident and subordinate thereto, including the costs and expenses of this action and an award of attorneys' fees and reimbursement of expenses to Plaintiff's counsel.

WHEREFORE, Plaintiff demands an Order awarding:

- a. Payment of Plaintiff's, and all class members, overtime wages at the correct rate of time and one half of Plaintiff's hourly rate pursuant to the FLSA;
- b. An equal amount of liquidated damages, or in the alternative, pre-judgment and post-judgment interest at the highest rate allowed by law;
- c. Compensation for the time spent working that was not paid to the extent these hours are less than forty in a workweek;
- d. Pre-judgment and Post-judgment interest where applicable;
- e. Reasonable attorneys' fees and costs for all time worked by the attorneys for Plaintiff in prosecuting this case; and
- f. All other relief that the Court deems just and proper.

Plaintiff also demands a trial by jury.

Dated this 29<sup>th</sup> day of June, 2017.

Respectfully submitted by,

**s/ CARLOS V. LEACH**

Carlos V. Leach, Esquire

FBN 0540021

Morgan & Morgan, P.A.

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Orlando, FL 32802-4979

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Facsimile: (407) 425-8171

Email: [CLEach@forthepeople.com](mailto:CLEach@forthepeople.com)

Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 29<sup>th</sup> day of June, 2017, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a notice of electronic filing to all counsel of record registered on the CM/ECF system.

**s/ CARLOS LEACH**

Carlos V. Leach, Esquire

JS 44 (Rev. 08/16)

**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.)

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| <p><b>I. (a) PLAINTIFFS</b><br/>Herbert Richards, Jr., on behalf of himself and those similarly situated</p> <p><b>(b) County of Residence of First Listed Plaintiff</b> <u>Pinellas</u><br/><i>(EXCEPT IN U.S. PLAINTIFF CASES)</i></p> <p><b>(c) Attorneys (Firm Name, Address, and Telephone Number)</b><br/>Carlos V. Leach, Esq.; MORGAN &amp; MORGAN, P.A., 20 North Orange Avenue, 14th Floor, P.O. Box 4979, Orlando, FL 32802-4979; Tel: (407) 420-1414; Fax: (407) 425-8171; Email: CLeach@forthepeople.com</p> | <p><b>DEFENDANTS</b><br/>Fidelity Information Services, LLC and FIS Management Services, LLC</p> <p>County of Residence of First Listed Defendant <u>Pinellas</u><br/><i>(IN U.S. PLAINTIFF CASES ONLY)</i></p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.</p> <p>Attorneys (If Known)</p> |
|---|--|

|   |  |                            |   |                            |                            |            |            |                       |                            |                            |   |                            |                            |                          |                            |                            |   |                            |                            |   |                            |                            |                |                            |                            |
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| <p><b>II. BASIS OF JURISDICTION</b> <i>(Place an "X" in One Box Only)</i></p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input checked="" type="checkbox"/> 3 Federal Question <i>(U.S. Government Not a Party)</i></p> <p><input type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 4 Diversity <i>(Indicate Citizenship of Parties in Item III)</i></p> | <p><b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> <i>(Place an "X" in One Box for Plaintiff and One Box for Defendant)</i></p> <table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:33%;"></td> <td style="width:33%; text-align: center;"><b>PTF</b></td> <td style="width:33%; text-align: center;"><b>DEF</b></td> <td style="width:33%;"></td> <td style="width:33%; text-align: center;"><b>PTF</b></td> <td style="width:33%; text-align: center;"><b>DEF</b></td> </tr> <tr> <td>Citizen of This State</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td style="text-align: center;"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business In This State</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> <td style="text-align: center;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td style="text-align: center;"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business In Another State</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> <td style="text-align: center;"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td style="text-align: center;"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> <td style="text-align: center;"><input type="checkbox"/> 6</td> </tr> </table> |                            | <b>PTF</b>  | <b>DEF</b>                 |                            | <b>PTF</b> | <b>DEF</b> | 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 |
|   | <b>PTF</b>   | <b>DEF</b>                 |   | <b>PTF</b>                 | <b>DEF</b>                 |            |            |                       |                            |                            |   |                            |                            |                          |                            |                            |   |                            |                            |   |                            |                            |                |                            |                            |
| 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)* Click here for: [Nature of Suit Code Descriptions.](#)

|   |  |  |   |   |
|---|--|--|---|---|
| <p><b>CONTRACT</b></p> <p><input type="checkbox"/> 110 Insurance</p> <p><input type="checkbox"/> 120 Marine</p> <p><input type="checkbox"/> 130 Miller Act</p> <p><input type="checkbox"/> 140 Negotiable Instrument</p> <p><input type="checkbox"/> 150 Recovery of Overpayment &amp; Enforcement of Judgment</p> <p><input type="checkbox"/> 151 Medicare Act</p> <p><input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)</p> <p><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits</p> <p><input type="checkbox"/> 160 Stockholders' Suits</p> <p><input type="checkbox"/> 190 Other Contract</p> <p><input type="checkbox"/> 195 Contract Product Liability</p> <p><input type="checkbox"/> 196 Franchise</p> | <p><b>TORTS</b></p> <p><b>PERSONAL INJURY</b></p> <p><input type="checkbox"/> 310 Airplane</p> <p><input type="checkbox"/> 315 Airplane Product Liability</p> <p><input type="checkbox"/> 320 Assault, Libel &amp; Slander</p> <p><input type="checkbox"/> 330 Federal Employers' Liability</p> <p><input type="checkbox"/> 340 Marine</p> <p><input type="checkbox"/> 345 Marine Product Liability</p> <p><input type="checkbox"/> 350 Motor Vehicle</p> <p><input type="checkbox"/> 355 Motor Vehicle Product Liability</p> <p><input type="checkbox"/> 360 Other Personal Injury</p> <p><input type="checkbox"/> 362 Personal Injury - Medical Malpractice</p> <p><b>PERSONAL INJURY</b></p> <p><input type="checkbox"/> 365 Personal Injury - Product Liability</p> <p><input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability</p> <p><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability</p> <p><b>PERSONAL PROPERTY</b></p> <p><input type="checkbox"/> 370 Other Fraud</p> <p><input type="checkbox"/> 371 Truth in Lending</p> <p><input type="checkbox"/> 380 Other Personal Property Damage</p> <p><input type="checkbox"/> 385 Property Damage Product Liability</p> | <p><b>FORFEITURE/PENALTY</b></p> <p><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881</p> <p><input type="checkbox"/> 690 Other</p> <p><b>LABOR</b></p> <p><input checked="" type="checkbox"/> 710 Fair Labor Standards Act</p> <p><input type="checkbox"/> 720 Labor/Management Relations</p> <p><input type="checkbox"/> 740 Railway Labor Act</p> <p><input type="checkbox"/> 751 Family and Medical Leave Act</p> <p><input type="checkbox"/> 790 Other Labor Litigation</p> <p><input type="checkbox"/> 791 Employee Retirement Income Security Act</p> <p><b>IMMIGRATION</b></p> <p><input type="checkbox"/> 462 Naturalization Application</p> <p><input type="checkbox"/> 465 Other Immigration Actions</p> | <p><b>BANKRUPTCY</b></p> <p><input type="checkbox"/> 422 Appeal 28 USC 158</p> <p><input type="checkbox"/> 423 Withdrawal 28 USC 157</p> <p><b>PROPERTY RIGHTS</b></p> <p><input type="checkbox"/> 820 Copyrights</p> <p><input type="checkbox"/> 830 Patent</p> <p><input type="checkbox"/> 840 Trademark</p> <p><b>SOCIAL SECURITY</b></p> <p><input type="checkbox"/> 861 HIA (1395ff)</p> <p><input type="checkbox"/> 862 Black Lung (923)</p> <p><input type="checkbox"/> 863 DIWC/DIWW (405(g))</p> <p><input type="checkbox"/> 864 SSID Title XVI</p> <p><input type="checkbox"/> 865 RSI (405(g))</p> <p><b>FEDERAL TAX SUITS</b></p> <p><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)</p> <p><input type="checkbox"/> 871 IRS—Third Party 26 USC 7609</p> | <p><b>OTHER STATUTES</b></p> <p><input type="checkbox"/> 375 False Claims Act</p> <p><input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))</p> <p><input type="checkbox"/> 400 State Reapportionment</p> <p><input type="checkbox"/> 410 Antitrust</p> <p><input type="checkbox"/> 430 Banks and Banking</p> <p><input type="checkbox"/> 450 Commerce</p> <p><input type="checkbox"/> 460 Deportation</p> <p><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations</p> <p><input type="checkbox"/> 480 Consumer Credit</p> <p><input type="checkbox"/> 490 Cable/Sat TV</p> <p><input type="checkbox"/> 850 Securities/Commodities/Exchange</p> <p><input type="checkbox"/> 890 Other Statutory Actions</p> <p><input type="checkbox"/> 891 Agricultural Acts</p> <p><input type="checkbox"/> 893 Environmental Matters</p> <p><input type="checkbox"/> 895 Freedom of Information Act</p> <p><input type="checkbox"/> 896 Arbitration</p> <p><input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision</p> <p><input type="checkbox"/> 950 Constitutionality of State Statutes</p> |
| <p><b>REAL PROPERTY</b></p> <p><input type="checkbox"/> 210 Land Condemnation</p> <p><input type="checkbox"/> 220 Foreclosure</p> <p><input type="checkbox"/> 230 Rent Lease &amp; Ejectment</p> <p><input type="checkbox"/> 240 Torts to Land</p> <p><input type="checkbox"/> 245 Tort Product Liability</p> <p><input type="checkbox"/> 290 All Other Real Property</p>   | <p><b>CIVIL RIGHTS</b></p> <p><input type="checkbox"/> 440 Other Civil Rights</p> <p><input type="checkbox"/> 441 Voting</p> <p><input type="checkbox"/> 442 Employment</p> <p><input type="checkbox"/> 443 Housing/ Accommodations</p> <p><input type="checkbox"/> 445 Amer. w/Disabilities - Employment</p> <p><input type="checkbox"/> 446 Amer. w/Disabilities - Other</p> <p><input type="checkbox"/> 448 Education</p>   | <p><b>PRISONER PETITIONS</b></p> <p><b>Habeas Corpus:</b></p> <p><input type="checkbox"/> 463 Alien Detainee</p> <p><input type="checkbox"/> 510 Motions to Vacate Sentence</p> <p><input type="checkbox"/> 530 General</p> <p><input type="checkbox"/> 535 Death Penalty</p> <p><b>Other:</b></p> <p><input type="checkbox"/> 540 Mandamus &amp; Other</p> <p><input type="checkbox"/> 550 Civil Rights</p> <p><input type="checkbox"/> 555 Prison Condition</p> <p><input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement</p>   |   |   |

**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 - Transfer     8 Multidistrict Litigation - Direct File

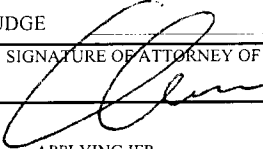
**VI. CAUSE OF ACTION**

Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity):*  
29 U.S.C. Section 207 and 29 U.S.C. Section 216(b)

Brief description of cause:  
Unpaid overtime compensation.

**VII. REQUESTED IN COMPLAINT:**     CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.    DEMAND \$ \_\_\_\_\_    CHECK YES only if demanded in complaint: JURY DEMAND:  Yes     No

**VIII. RELATED CASE(S) IF ANY** *(See instructions):*    JUDGE \_\_\_\_\_    DOCKET NUMBER \_\_\_\_\_

DATE 6/29/17    SIGNATURE OF ATTORNEY OF RECORD 

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_    AMOUNT \_\_\_\_\_    APPLYING IFP \_\_\_\_\_    JUDGE \_\_\_\_\_    MAG. JUDGE \_\_\_\_\_

# ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Fidelity Information, FIS Management Services Hit with FLSA Lawsuit](#)

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