

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ DEC 27 2017 ★
LONG ISLAND OFFICE

**UNITES STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

X

**Julie Somerset, individually and
on behalf of all others similarly
situated**

Plaintiffs

Docket No.

CV-17 7539

-against-

Defendants

**COMPLAINT AND DEMAND
FOR JURY TRIAL**

**Stephen Einstein & Associates, P.C.
and Stephen Einstein**

Unlawful Debt Collection Practices

TRIAL BY JURY DEMANDED

**SPATT, J.
LINDSAY, M.J.**

I. CLASS ACTION COMPLAINT

Plaintiff, JULIE SOMERSET, individually and on behalf of all others similarly situated, brings this action under the Fair Debt Collection Practices Act, 15 U.S.C. Section 1692, et seq. ("FDCPA"), and the New York General Business law (GBL) against the Defendants to recover damages by reason of Defendants' violations of law, and alleges:

II. JURISDICTION AND VENUE

1. Jurisdiction of this Court arises under 15 U.S.C Section 1692k (d), 28 U.S.C Section 1337. The Court has supplemental jurisdiction related to the GBL claims pursuant to 28 U.S.C. Section 1367. Venue in this District is proper in that the Defendants transact business here and the conduct complained of occurred here.

III. PARTIES

2. Plaintiff, JULIE SOMERSET, is a citizen of the State of New York, residing in the Eastern District of New York, from whom Defendant attempted to collect a consumer debt allegedly owed by Plaintiff.

3. Defendant Stephen Einstein & Associates, P.C. ("Einstein, P.C") is a professional corporation doing business in New York State. The principal purpose of Defendant is the collection of debts using the mails and telephone, and Defendant regularly attempts to collect debts alleged to be due another.

4. Defendant Stephen Einstein (hereinafter, "Einstein") is an attorney and principal of Einstein P.C. The principal purpose of Defendant is the collection of debts using the mails and telephone, and Defendant regularly attempts to collect debts alleged to be due another.

5. Defendants are "debt collectors" as defined by the FDCPA, 15 U.S.C. Section 1692a(6).

6. The alleged debt Defendant sought to collect from Plaintiff is a consumer debt, as defined by §1692a(5) of the FDCPA, in that it was originally incurred for personal, family or household purposes. The original debt was a consumer credit card.

IV. FACTUAL ALLEGATIONS

7. At all times herein relevant, Plaintiff was and is a "consumer" as defined by 15 USC 1692a(3).

8. At all times herein relevant, Defendants are “debt collectors” as that term is defined by 15 USC 1692a(6).

9. On or about January 10, 2017, Defendants drafted and mailed an “Income Execution” directed to the Plaintiff’s employer and forwarded to Plaintiff (**Attached as Exhibit A**).

10. Exhibit A does not contain the language required by 15 USC 1692e(11).

11. Exhibit A does not contain the language required by 15 USC 1692g(a).

12. Exhibit A falsely indicates that there is a valid judgement against the Plaintiff from a company called Rushmore Recoveries X, LLC.

13. The alleged judgment was obtained without serving the Plaintiff.

14. Plaintiff was never served with notice of the underlying lawsuit that led to the alleged judgement.

15. On information and belief, the underlying judgement should have been vacated for improper service under the litigation in *Sykes v. Mel S. Harris Fisher et al. v. Leucadia National Corp. et al.*, No. 452328/2016 (Sup. Ct. N.Y. Cty.). To the extent that such judgement should have been vacated, Plaintiff asserts an additional cause of action for the Defendant’s attempt to collect such improper judgement. Any attempt to enforce an improper judgement is a violation of 15 USC 1692e, 1692e(5), 1692e(10), 1692f, and 1692f(1).

16. On information and belief, no attorney meaningfully reviewed the file or income execution prior to serving such. A basic review of such would have indicated that the notices required by 15 USC 1692e(11) and 15 USC 1692g(a) were not on the documents. As Exhibit A indicates that the document was from an attorney, Exhibit A is

false and deceptive in that no attorney meaningfully reviewed the file prior to the document being served. Defendants' actions in this regard violate 15 USC 1692e; 15 USC 1692e(3); and 15 USC 1692e(10).

V. VIOLATIONS OF THE FDCPA

17. The actions of the Defendant as described above were false, deceptive, and unconscionable and unfair. Defendants' actions violate 15 USC 1692 e; 15 USC 1692 e(2); 15 USC 1692 e(3) 15 USC 1692 e(5); 15 USC 1692 e(10); 15 USC 1692 f(1); 15 USC 1692g(a) and 15 USC 1692 f(6)(A).

VI. CLASS ALLEGATIONS

18. Plaintiff brings the following Count on behalf of herself and a Class. The Class consists of all consumers residing in the State of New York who, according to Defendants' records received an income execution materially identical or substantially similar to Exhibit A.

19. The claims asserted in this case satisfy the requirements of Rule 23(a) because:

- (A) The members of the class are so numerous that joinder of all members is impractical.
- (B) There are questions of law and fact common to the Class and these questions predominate over any questions affecting only individual Class members.
- (C) The only individual issue is the identification of the consumers who were the target of an income execution issued by Defendants materially identical or substantially similar to Exhibit A (*i.e.*, the Class members), a matter capable of ministerial determination from the Defendants' records.

- (D) The Plaintiff's claims are typical of those of the Class members. All are based on the same facts and legal theories.
- (E) Plaintiff will fairly and adequately represent the Class members' interests. Plaintiff has retained counsel experienced in bringing class actions and collection-abuse claims. Plaintiffs' interests are consistent with those of the Class members.

20. Class action treatment is appropriate under Rule 23(b)(3) because questions of fact or law common to the members of the Class predominate over any questions affecting only individual members and a class action is superior to other available methods for the fair and efficient adjudication of the Class members' claims.

21. Congress specifically envisions class actions as a principal means of enforcing the FDCPA. *See* 15 U.S.C. §1692k.

22. The members of the Class are generally unsophisticated consumers, whose rights will not be vindicated in the absence of a class action.

23. Prosecution of separate actions by individual Class members would create the risk of inconsistent or varying adjudications, resulting in the establishment of inconsistent or varying standards for the parties, and would not be in the interest of judicial economy.

24. If the facts are discovered to be appropriate, Plaintiffs will seek to certify the Class under Rule 23(b)(3) of the Federal Rules of Civil Procedure.

25. Plaintiff brings this case, individually, and on behalf of a class that, according to Defendant's records, consists of: (a) all individuals who have mailing addresses within the United States; and (b) within one year before the filing of this action; (c) were the subject of an income execution in a form materially identical or substantially

similar to Exhibit A attached to Plaintiff's Complaint; (d) which was not returned by the postal service as undeliverable.

26. To the extent that the evidence shows that the Defendant is collecting judgements that should have been vacated under the litigation in the *Sykes* matter, Plaintiff will additionally seek to form a class consisting of such victims. The class members are entitled to damages under the FDCPA, as well as the New York General Business law Section 349.

WHEREFORE, Plaintiff asks that this Court enter judgment in his favor and on behalf of the Class, against Defendants as follows:

- (A) Certify the proposed the Class under Rule 23 of the Federal Rules of Civil Procedure and appoint Plaintiff and his counsel to represent the Class;
- (B) Statutory damages;
- (C) Actual damages;
- (D) Attorney's fees, litigation expenses and costs incurred in bringing this action;
- (E) Any other relief this Court deems appropriate and just under the circumstances.

DEMAND FOR JURY TRIAL

Please take notice that Plaintiff demands trial by jury in this action.

Dated: West Islip, NY
December 26, 2017

Respectfully submitted,

/s/ JOSEPH MAURO
Joseph Mauro (JM: 8295)
Plaintiff's Attorney

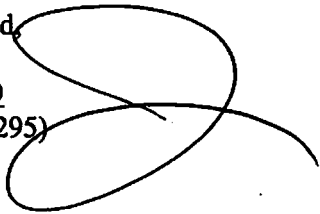


EXHIBIT A

Supreme Court of the State of New York; County of SUFFOLK INDEX NO. SMC7641/05

INCOME EXECUTION

JUDGMENT CREDITOR(s)
RUSHMORE RECOVERIES X,LLC

The people of the state of New York

JUDGMENT DEBTOR[S] Name and Last Known Address
JULIE A SOMERSET
17 OAK PL
SELDEN, NY 11784

TO THE ENFORCEMENT OFFICER, GREETING: The enforcement Officer is the Sheriff, Marshal of the City or Constable of the Town or Village authorized by law to enforce Income Executions. A judgment was entered in the within court in favor of the judgment creditor and the particulars are as follows:

Court of Oringal Entry
DISTRICT COURT OF THE COUNTY OF SUFFOLK, FOURTH DISTRICT HAUPPAUGE PART

Judgment Date	Judgment Amount	Judgment Amount UNPAID
09/16/2005	\$1,219.61	\$1219.61 plus interest from 09/16/2005

The Judgment was recovered against JULIE A SOMERSET , transcribed with the Clerk of SUFFOLK County on 03/09/2012. This Execution is issued against JULIE A SOMERSET whose last known address is 17 OAK PL , SELDEN, NY 11784 whose Social Security Number is ~~99-99-9999~~ and who is receiving or will receive \$320.00 for each weekly pay period from the Employer. "Employer" herein includes any payor of money to Judgment Debtor. The Employer's names and address is:

Employer: KOHL'S DEPARTMENT STORES

Payroll Address:
N56 W 17000 RIDGEWOOD DR
MENOMONEE FALLS WI 53051
(262)703-2861

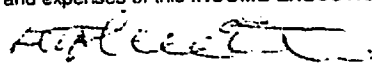
New York Address

409 COMMACK RD
DEER PARK, NY 11729
(631)242-2800

You are directed to satisfy the judgment with interest together with your fees and expenses, out of all monies now and hereafter due and owing to the Judgment Debtor from the Employer pursuant to CPLR SUB .SEC 5231.

Directions to Judgment Debtor: You are notified and commanded immediately to start paying to the Enforcement Officer serving a copy of this INCOME EXECUTION on you: installments amounting to 10% (but no more than the Federal limits set forth in 1. Limitations on the amount that can be withheld below) of any and all salary, wages or other income, including any and all overtime earnings, commissions or other irregular compensation received or hereafter to be received from your Employer and to continue paying such installments until the judgment with interest and the fees and expenses of this Income Execution are fully paid and satisfied and if you fail to do so within 20 days this Income Execution will be served upon the Employer by the Enforcement Officer.

Directions to the Employer: You are commanded to withhold and pay over to the Enforcement Officer serving a copy of this INCOME EXECUTION on you: installments amounting to 10% (but no more than the Federal limits set forth in 1. Limitations on the amount that can be withheld, below) of any and all salary, wages or other income including any and all overtime earnings, commissions or other irregular compensation now or hereafter becoming due to Judgment Debtor until the judgment with interest and the fees and expenses of this INCOME EXECUTION are fully paid and satisfied.



DATED: 01/10/2017

Attorney(s) for Judgment Creditor

Stephen Einstein
Stephen Einstein & Associates, P.C.
39 Broadway, Suite 1250, New York, NY 10006
212-267-3550

Office and Post Office Address
Telephone:

IMPORTANT STATEMENT: This Income Execution directs the withholding of up to 10 percent of the judgment debtor's gross income. In certain cases, however, state or federal law does not permit the withholding of that much of the judgment debtor's gross income. The judgment debtor is referred to the New York Civil Practice Law and Rules Sec. 5231 and 15 United States Code Sec. 1671 *et seq.*

I. Limitations on the amount that can be withheld

- A. An income execution for installments from a judgment debtor's gross income cannot exceed (10%) of the judgment debtor's gross income.
- B. If a judgment debtor's weekly disposable earnings are less than the greater of thirty (30) times the current federal minimum wage (\$7.25* per hour, or \$217.50*), the New York State minimum wage (\$9.70** per hour, or \$291.00**), the New York State minimum wage for employers with 10 or less employees (\$10.50** per hour, or \$315.00**); the New York City minimum wage for employers with more than 10 employees (\$11.00** per hour, or \$330.00**); the minimum wage for Nassau, Suffolk and Westchester Counties (\$10.00***, per hour, or \$300.00***), the New York State minimum wage for fast food employees outside New York City (\$10.75# per hour, or \$322.50#), or the New York State minimum wage for fast food employees located in New York City (\$12.50^ per hour, or \$375.00^)



COUNTY OF SUFFOLK



SHERIFF'S OFFICE
CIVIL BUREAU

VINCENT F. DeMARCO
SHERIFF

Julie Somerset
17 Oak Place
Selden, NY 11784

January 26, 2017

File #: 2 - 17001198
Rushmore Recoveries X LLC
vs.
Julie Somerset

The enclosed income execution directs you to pay the Sheriff 10% of your gross income. Your first payment is due in this office no later than 20 days from the date indicated above and payments must continue uninterrupted until the total judgment plus statutory fees and interest have been paid. Your payment **MUST** have the above referenced File # clearly written on your payment or it will be returned to you and your employer may be served and directed to make deductions from your salary.

Execution	\$1,219.61
Interest to January 26, 2017	\$1,248.31
Poundage on Execution	\$125.25
Statutory Fees	\$37.00
*Balance Due	\$2,630.17

*Interest and poundage on interest is from 1/26/17 only, additional interest will accrue daily until paid in full.

NOTE: Limitations on the amount to be remitted - the lesser of A or B:

- A. Under N.Y.S. Law (CPLR 5231) 10% of gross income.
- B. Under federal law (15 U.S.C 1671, ET SEQ.) the amount that may be paid may not exceed (1) 25% of disposable earnings for the pay period, or (2) the amount by which disposable earnings for the pay period exceeds 30 times the federal minimum hourly wage. Disposable earnings are that part of earnings left after deduction amounts required by law to be withheld (i.e., taxes, social security, unemployment insurance, but not deductions for union dues, insurance plans, etc.).

Payments are to be made weekly or bi-weekly, according to your pay period, by certified check or money order payable to the Sheriff of Suffolk County, 360 Yaphank Avenue, Suite 1A, Yaphank, New York 11980. Please include copies of one month's worth of current consecutive paystubs with your first payment. Please identify your remittance by writing the above indicated Sheriff's file number in the upper left corner. Please print your name and current address (PERSONAL UNCERTIFIED CHECKS ARE NOT ACCEPTABLE).

The Sheriff is the only party mandated to enforce payment in this matter and cannot make payment arrangements other than cited above. You may call 852-5623 for further information and if you are making child support or alimony payments.

IMPORTANT: Please note that the law provides that upon your failure to remit, your employer will be served with income execution papers and thereafter shall be required to make the deductions and remittance to the Sheriff.

SUFFOLK COUNTY SHERIFF
CIVIL BUREAU

JS 44 (Rev. 09/11)

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
 Julie Somerset, individually and on behalf of all others similarly situated

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

(c) Attorneys (Firm Name, Address, and Telephone Number)
 Joseph Mauro, Esq.
 306 McCall Ave.
 West Islip, NY 11795

DEFENDANTS
 Stephen Einstein & Associates, P.C. and Stephen Einstein

FILED
 IN CLERK'S OFFICE
 U.S. DISTRICT COURT E.D.N.Y.
 ★ DEC 27 2017 ★

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.

CV-17 7539

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)

SUMMONS ISSUED

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

- | | | | | | |
|---|----------------------------|----------------------------|---|---------------------------------------|----------------------------|
| | 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 checked="" 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 |

SPATT J.
 LINDSAY, M.J.

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 (Excl. Veterans) <input type="checkbox"/> 152 Recovery of Defaulted Student Loans <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 PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee (Prisoner Petition) <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<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 checked="" 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

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

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
 15 USC 1692 et seq.
 Brief description of cause:
 Debt Collection Abuse

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

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE DOCKET NUMBER

DATE 12/27/2017 SIGNATURE OF ATTORNEY OF RECORD /s/ Joseph Mauro

FOR OFFICE USE ONLY

RECEIPT # 24287 AMOUNT \$400.00 APPLYING IFF JUDGE MAG. JUDGE

CERTIFICATION OF ARBITRATION ELIGIBILITY

Local Arbitration Rule 83.10 provides that with certain exceptions, actions seeking money damages only in an amount not in excess of \$150,000, exclusive of interest and costs, are eligible for compulsory arbitration. The amount of damages is presumed to be below the threshold amount unless a certification to the contrary is filed.

I, Joseph mauro, counsel for Plaintiff, do hereby certify that the above captioned civil action is ineligible for compulsory arbitration for the following reason(s):

- monetary damages sought are in excess of \$150,000, exclusive of interest and costs,
- the complaint seeks injunctive relief,
- the matter is otherwise ineligible for the following reason **Case is a class action. An Arbitrator can't certify a class. Damages may exceed \$150,000 depending on Defendant's net worth.**
DISCLOSURE STATEMENT - FEDERAL RULES CIVIL PROCEDURE 7.1

Identify any parent corporation and any publicly held corporation that owns 10% or more of its stocks:

None

RELATED CASE STATEMENT (Section VIII on the Front of this Form)

Please list all cases that are arguably related pursuant to Division of Business Rule 50.3.1 in Section VIII on the front of this form. Rule 50.3.1 (a) provides that "A civil case is "related" to another civil case for purposes of this guideline when, because of the similarity of facts and legal issues or because the cases arise from the same transactions or events, a substantial saving of judicial resources is likely to result from assigning both cases to the same judge and magistrate judge." Rule 50.3.1 (b) provides that " A civil case shall not be deemed "related" to another civil case merely because the civil case: (A) involves identical legal issues, or (B) involves the same parties." Rule 50.3.1 (c) further provides that "Presumptively, and subject to the power of a judge to determine otherwise pursuant to paragraph (d), civil cases shall not be deemed to be "related" unless both cases are still pending before the court."

NY-E DIVISION OF BUSINESS RULE 50.1(d)(2)

- 1.) Is the civil action being filed in the Eastern District removed from a New York State Court located in Nassau or Suffolk County? No
- 2.) If you answered "no" above:
 - a) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in Nassau or Suffolk County? Yes
 - b) Did the events of omissions giving rise to the claim or claims, or a substantial part thereof, occur in the Eastern District? Yes

If your answer to question 2 (b) is "No," does the defendant (or a majority of the defendants, if there is more than one) reside in Nassau or Suffolk County, or, in an interpleader action, does the claimant (or a majority of the claimants, if there is more than one) reside in Nassau or Suffolk County? _____

(Note: A corporation shall be considered a resident of the County in which it has the most significant contacts).

BAR ADMISSION

I am currently admitted in the Eastern District of New York and currently a member in good standing of the bar of this court.

Yes No

Are you currently the subject of any disciplinary action (s) in this or any other state or federal court?

Yes (If yes, please explain) No

I certify the accuracy of all information provided above.

Signature: 

ClassAction.org

This complaint is part of ClassAction.org's searchable class action lawsuit database and can be found in this post: [Alleged Improper 'Income Execution' Notice Bites Stephen Einstein & Associates in Class Action](#)
