

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION

JEFFERY A. STALLWORTH

PLAINTIFF

VS.

CIVIL ACTION NO. 3:16-cv-246 CWR-FKB

GOVERNOR DEWEY PHILLIP "PHIL" BRYANT,  
STATE OF MISSISSIPPI, MISSISSIPPI LEGISLATURE,  
EAST METRO PARKWAY, AND  
MISSISSIPPI DEPARTMENT OF TRANSPORTATION

DEFENDANTS

**COMPLAINT AND COMPLAINT FOR INJUNCTION AND DECLARATORY ACTION**  
**JURY TRIAL REQUESTED**

COMES NOW Plaintiff Jeffery A. Stallworth and files his complaint against Dewey "Phil" Bryant, Governor of the State of Mississippi, the State of Mississippi, the Mississippi Legislature, the East Metro Parkway, and the Mississippi Department of Transportation as follows:

**PARTIES**

1. Plaintiff Jeffery A. Stallworth is a resident and a taxpayer of Jackson, Mississippi and a former Commissioner of the Jackson Municipal Airport Authority ("JMAA") who resides at 6286 Hanging Moss Road, Jackson, Mississippi 39206.
2. Defendant Phil Bryant is Governor of the State of Mississippi who resides at the Governor's Mansion or whose offices are located at 401 Mississippi Street, Jackson, Mississippi and can be served with process by serving him or his attorney.
3. Defendant State of Mississippi is a governmental entity which can be served with process by serving Attorney General Jim Hood at 550 High Street, Suite 1200, Jackson, Mississippi 39201.

4. Defendant Mississippi Legislature is a body politic responsible for passing laws and legislation for the entire State of Mississippi and can be served with process by serving Attorney General Jim Hood at 550 High Street, Suite 1200, Jackson, Mississippi 39201.

5. Defendant East Metro Parkway is a commission charged with economic development in the City of Jackson and surrounding areas and may be served with process by serving its President.

6. Defendant Mississippi Department of Transportation is a governmental entity charged oversight of Mississippi's transportation resources and operations, and with maintenance of aeronautics, ports, rails, highways and roads within the State of Mississippi and may be served with process by serving its Executive Director Melinda McGrath or attorney at 401 North West Street, Jackson, Mississippi.

#### **JURISDICTION AND VENUE**

7. Pursuant to USC Section 1331, this Court has jurisdiction over this action because it contains a federal question arising under the Constitution, laws, or treaties of the United States of America.

8. Venue is proper pursuant to 28 USC Section 1391(b). A substantial portion of the acts occurred in Jackson, Mississippi, which is the Capitol, giving rise to the claim.

#### **FACTS**

9. On or about March 24, 2016, the Legislature passed House Bill 2162 which would allow Madison and Rankin County, Mississippi to takeover and create the Jackson Metropolitan Area Airport Authority, establish its powers and duties, and allow it to exercise all powers and duties delegated to municipal airport authorities especially the Jackson Municipal Airport Authority, to abolish the Jackson Municipal Airport Authority, and to transfer all powers, duties, facilities and

resources to the newly created Jackson Metropolitan Area Airport Authority. House Bill 2162 is a hostile takeover of the Jackson Municipal Airport Authority. Gov. Bryant is expected to sign the bill and upon information and belief, is the impetus behind the bill. House Bill 2162 is attached as Exhibit A.

10. The airport belongs to the City of Jackson, Mississippi. Upon information and belief, the city fathers and the business-minded community came worked together to create a new airport in addition to Hawkins Field. Jackson spent over \$150,000 to purchase land in Rankin County, Mississippi and the federal government provided matching funds. Upon information and belief, the Jackson Airport earned a profit of approximately \$3,000,000 last year and enjoys approximately \$17,000,000 in unrestricted cash. JMAA has also devoted attention to Hawkins Field and anticipates improvements there. The JMAA commissioners are all black. The attorneys who represent JMAA are black. The chief executive officer is black. He is JMAA's first black chief executive officer and this is Jackson's first all black authority. The City of Jackson is also majority black.

11. If other citizens from Rankin or Madison County want to sit as commissioners on the JMAA, they should have to pay to do so; to do otherwise is tantamount to a taking of Jackson's property without just compensation. House Bill 2162 shifts control and ownership of property owned by the City of Jackson to a newly, statutorily created board of commissioners. By this hostile and unwanted takeover by the Defendants, the City of Jackson and its residents will lose control of its valuable property, the airport and JMAA, and it is owed compensation for the loss of its precious, valuable assets.

12. While preparing to take over Jackson's precious assets, the Mississippi Department of Transportation has neglected other land in other parts of Jackson including but not limited to

south and west Jackson. Plaintiff is the owner of approximately 100 acres of land in Subdivision No. 2 which has the potential to be extremely valuable if the Department of Transportation would provide resources such as frontage roads and greater access as it does other property. However, the Department of Transportation spends its resources developing frontage roads and access roads for land owned or near whites rather than blacks. Defendant East Metro Parkway aims to shift traffic flow and traffic patterns to Flowood and Lakeland Drive in Rankin County, Mississippi rather than from Highway 80 in Jackson, Mississippi by making the parkway accessible, faster, and with less hassle than Highway 80 or Lakeland Drive. It will promote a bypass of Jackson, Mississippi although it was partially funded or otherwise supported by JMAA.

**COUNT ONE: VIOLATION OF THE FIFTH AMENDMENT**

13. Plaintiff reasserts the allegations set forth in paragraphs 1-12 set forth above.
14. At all times herein, Plaintiff and other citizens of the City of Jackson had a right and an expectation that the JMAA and the airport which sets on land paid for by the City of Jackson and owned by it would remain in the City of Jackson. Instead, by passing House Bill 2162, the Defendants have constructed a hostile takeover of property belonging to the City of Jackson and its residents without any compensation whatsoever. While this newly created authority would govern Hawkins Field, located in Jackson, Mississippi and a part of JMAA, it would allow the City of Madison to keep Bruce Campbell Field.
15. The Defendants Legislature, State of Mississippi, and Gov. Bryant violated Plaintiff's Fifth Amendment rights by taking his property interest without just compensation.

16. As a direct and proximate cause of the acts of the Defendants, Plaintiff has suffered damages of emotional distress, will be irreparably harmed, and will suffer a loss of his city's tax base caused by this takeover.

**COUNT TWO: FOURTEENTH AMENDMENT-DUE PROCESS**

17. Plaintiff reasserts the allegations set forth in paragraphs 1-16 set forth above.

18. Plaintiff, as a citizen and taxpayer of Jackson, Mississippi, had a right to notice and a hearing before his property was taken.

19. However, the Defendants gave no such hearing to the Plaintiff or the citizens of Jackson prior to taking the property.

20. Upon information and belief, a violation of a constitutional right is irreparable and actionable.

21. As a direct and proximate cause of the acts of the Defendants, Plaintiff has suffered harm including emotional distress and a violation of his due process rights.

**COUNT THREE: FOURTEENTH AMENDMENT-EQUAL PROTECTION**

22. Plaintiff reasserts the allegations set forth in paragraphs 1-21 set forth above.

23. Plaintiff, as a citizen of Jackson, Mississippi and a taxpayer therein, has a right under the Fourteenth Amendment of the United States Constitution to be treated in a way and manner that was similar to all similarly situated residents of other cities, particularly Madison and Rankin counties.

24. However, Plaintiff and other residents of the City of Jackson, is treated less favorably than these similarly situated residents of Madison, Rankin, and other counties and even less favorably than white residents of Jackson, Mississippi as it relates to obtaining resources or

favorable development or treatment from the Department of Transportation or other Defendants including the East Parkway Commission.

**COUNT THREE-BREACH OF FIDUCIARY DUTY**

25. Plaintiff reasserts the allegations set forth in paragraphs 1-24 set forth above.

26. As the Governor for all the people of Mississippi, a Legislature that should put the interests of all the people of Mississippi first, and a Department of Transportation which should devote and expend resources in all areas, regardless of whether they are populated by mostly blacks or mostly whites, these Defendants owe certain fiduciary duties to its citizens of the State of Mississippi and of the City of Jackson.

27. These Defendants' failure to pay Plaintiff and the Jackson residents the full value, or any value whatsoever, for its property is a breach of that fiduciary duty owed to Plaintiff thereby entitling him to damages in a amount to be determined by the jury and Court.

**COUNT FOUR-BREACH OF COVENANT OF GOOD FAITH AND FAIR DEALING**

28. Plaintiff reasserts the allegations set forth in paragraphs 1-28 set forth above.

29. An implied covenant of good faith and fair dealing arises from the relationship a State has with her citizens.

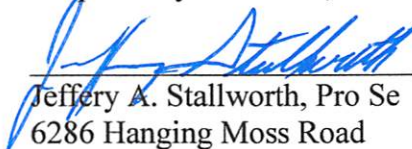
30. The Defendants' failure to take JMAA from the Plaintiff as a resident of Jackson and the city itself without just and adequate compensation is a breach of that implied covenant of good faith and fair dealing which entitles Plaintiff to damages and an injunction to prevent such a takeover without compensation.

WHEREFORE, Plaintiff Jeffery A. Stallworth requests that this Court enter an order declaring that their action is a taking, enjoining the Defendants from taking JMAA from the City of Jackson and awarding damages in an amount determined to be just and adequate plus

prejudgment and post judgment interest and such other relief as this Court deems just and appropriate.

This the 6<sup>th</sup> day of April, 2016.

Respectfully submitted,



Jeffery A. Stallworth, Pro Se  
6286 Hanging Moss Road  
Jackson, MS 39206  
601-259-5776-telephone



MISSISSIPPI LEGISLATURE

REGULAR SESSION 2016

By: Senator(s) Harkins, Kirby, Moran,  
Caughman, Browning

To: Accountability,  
Efficiency, Transparency

SENATE BILL NO. 2162

1 AN ACT TO CREATE SECTION 61-3-6, MISSISSIPPI CODE OF 1972, TO  
2 CREATE THE JACKSON METROPOLITAN AREA AIRPORT AUTHORITY; TO  
3 ESTABLISH ITS POWERS AND DUTIES; TO PROVIDE THAT THE JACKSON  
4 METROPOLITAN AREA AIRPORT AUTHORITY SHALL EXERCISE ALL POWERS AND  
5 DUTIES DELEGATED TO MUNICIPAL AIRPORT AUTHORITIES BY LAW; TO  
6 PROVIDE FOR THE APPOINTMENT OF THE COMMISSIONERS OF THE JACKSON  
7 METROPOLITAN AREA AIRPORT AUTHORITY; TO ABOLISH THE JACKSON  
8 MUNICIPAL AIRPORT AUTHORITY AND TRANSFER ALL POWERS, DUTIES,  
9 FACILITIES AND RESOURCES TO THE JACKSON METROPOLITAN AREA AIRPORT  
10 AUTHORITY; TO AMEND SECTIONS 61-3-3 AND 61-3-5, MISSISSIPPI CODE  
11 OF 1972, IN CONFORMITY THERETO; AND FOR RELATED PURPOSES.

12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

13 **SECTION 1.** This section shall be codified as Section 61-3-6,  
14 Mississippi Code of 1972:

15 61-3-6. (1) The Metropolitan Area Airport Authority is  
16 created and established and full power is vested in the authority  
17 to manage, control and enforce all necessary and beneficial  
18 matters pertaining to the operation of Jackson-Medgar Wiley Evers  
19 International Airport and Hawkins Field Airport. The authority  
20 shall have the same powers and duties as a municipal airport  
21 authority under this chapter and any other laws pertaining to  
22 municipal airport authorities.

EXHIBIT A



23           (2) The Jackson Metropolitan Area Airport Authority shall  
24 consist of the following nine (9) commissioners:

25           (a) The Adjutant General of the Mississippi National  
26 Guard, or his designee;

27           (b) The Executive Director of the Mississippi  
28 Development Authority, or his designee;

29           (c) One (1) commissioner appointed by the Mayor of the  
30 City of Jackson appointed for an initial term of one (1) year;

31           (d) One (1) commissioner appointed by the Governor from  
32 a list of three (3) qualified persons submitted by the City  
33 Council of the City of Jackson appointed for an initial term of  
34 two (2) years;

35           (e) One (1) commissioner appointed by the Governor from  
36 a list of three (3) qualified persons submitted by the Board of  
37 Supervisors of Madison County appointed for an initial term of  
38 three (3) years;

39           (f) One (1) commissioner appointed by the Governor from  
40 a list of three (3) qualified persons submitted by the Board of  
41 Supervisors of Rankin County appointed for an initial term of four  
42 (4) years;

43           (g) Two (2) commissioners appointed by the Governor  
44 from the state-at-large appointed for terms of (5) years one of  
45 whom shall be the holder of a valid pilot's license or  
46 certification issued by the Federal Aviation Administration; and



47 (h) One (1) commissioner appointed by the Lieutenant  
48 Governor from the state-at-large appointed for a term of five (5)  
49 years.

50 (3) Unless otherwise provided in subsection (2) of this  
51 section, commissioners appointed under paragraphs (c) through (h)  
52 of subsection (2) of this section shall be persons with at least  
53 ten (10) years' experience as a certified public accountant or  
54 charter financial analyst, business owners with at least ten (10)  
55 years' experience in executive management, persons with at least  
56 ten (10) years' experience in the aviation industry, persons with  
57 at least ten (10) years' experience in economic development,  
58 attorneys with at least ten (10) years' experience in commercial  
59 law, construction law or aviation law, persons who have been  
60 holders of a pilot's license or certification issued by the  
61 Federal Aviation Administration for at least ten (10) years,  
62 persons with at least ten (10) years' experience in dealing with  
63 public financing transactions, or persons holding certificates of  
64 registration as a professional engineer with at least ten (10)  
65 years' experience in the practice of engineering.

66 (4) After the initial terms, commissioners shall be  
67 appointed in the same manner as the original appointment for terms  
68 of five (5) years or until their successor is appointed and  
69 qualified. Vacancies occurring other than the expiration of a  
70 term shall be filled for the unexpired term in the same manner as  
71 the original appointment.



72 (5) (a) The Jackson Municipal Airport Authority is  
73 abolished on July 1, 2016, and all powers and duties, airport  
74 equipment, buildings, facilities, inventories, records, personnel,  
75 resources and all other property real or personal, tangible or  
76 intangible, including any pertaining to or generated from revenues  
77 of the airport are transferred to the Jackson Metropolitan Area  
78 Airport Authority.

79 (b) Upon the transfer required by paragraph (a) of this  
80 subsection, the Jackson Metropolitan Area Airport Authority shall  
81 assume all obligations of the Jackson Municipal Airport Authority  
82 pertaining to the airport that are in effect at the time of the  
83 transfer.

84 **SECTION 2.** Section 61-3-3, Mississippi Code of 1972, is  
85 amended as follows:

86 61-3-3. The following words or terms, whenever used or  
87 referred to in this chapter, shall have the following respective  
88 meanings unless different meanings clearly appear from the  
89 context:

90 (a) "Airport" means any area of land or water which is  
91 used, or intended for use, for the landing and taking off of  
92 aircraft, and any appurtenant areas which are used, or intended  
93 for use, for airport buildings or other airport facilities or  
94 rights-of-way, or for other appropriate purposes, including buffer  
95 areas and areas for airport compatible development, together with  
96 all buildings and facilities located thereon.



97                   (b) "Airport authority" or "authority" means any \* \* \*  
98 airport authority created pursuant to the provisions of this  
99 chapter.

100                   (c) "Airport hazard" means any structure, object or  
101 natural growth, or use of land which obstructs the airspace  
102 required for the flight of aircraft in landing or taking off at an  
103 airport, or is otherwise hazardous to such landing or taking off  
104 of aircraft.

105                   (d) "Air navigation facility" means any facility other  
106 than one owned and operated by the United States, used in,  
107 available for use in, or designed for use in aid of air  
108 navigation, including any structures, mechanisms, lights, beacons,  
109 markers, communicating systems, or other instrumentalities, or  
110 devices used or useful as an aid, or constituting an advantage or  
111 convenience, to the safe taking off, navigation and landing of  
112 aircraft, or the safe and efficient operation or maintenance of an  
113 airport, and any combination of any or all of such facilities.

114                   (e) "Bonds" means any bonds, notes, interim  
115 certificates, debentures or similar obligations issued by an  
116 authority pursuant to this chapter.

117                   \* \* \*

118                   ( \* \* \*f) "Governing body" means the official or  
119 officials authorized by law to exercise ordinance or other  
120 lawmaking powers of a municipality.



121 ( \* \* \*g) "Local government" means any local  
122 governmental unit as defined in Section 17-13-5.

123 ( \* \* \*h) "Municipal airport authority" or "municipal  
124 authority" means a municipal airport authority created pursuant to  
125 the provisions of Section 61-3-5 or 61-3-6.

126 ( \* \* \*i) "Municipality" means any county, supervisors  
127 district or supervisors districts, or all that portion of the  
128 county lying outside the territorial boundaries of any named city,  
129 town or village, and a city, town and village of this state or any  
130 state-supported institution of higher learning or any public  
131 community or junior college.

132 ( \* \* \*j) "Person" means any individual, firm,  
133 partnership, corporation, company, association, joint-stock  
134 association or body politic, and includes any trustee, receiver,  
135 assignee or other similar representative thereof.

136 ( \* \* \*k) "Regional airport authority" or "regional  
137 authority" means a regional airport authority created pursuant to  
138 the provisions of Section 61-3-7.

139 **SECTION 3.** Section 61-3-5, Mississippi Code of 1972, is  
140 amended as follows:

141 61-3-5. Any municipality or a state-supported institution of  
142 higher learning or a public community or junior college, by  
143 resolution, may create a public body, corporate and politic, to be  
144 known as a municipal airport authority, which shall be authorized  
145 to exercise its functions upon the appointment and qualification

146 of the first commissioners thereof. Upon the adoption of a  
147 resolution creating a municipal airport authority, the governing  
148 body of the municipality or of the state-supported institution of  
149 higher learning or other public community or junior college,  
150 pursuant to the resolution, shall appoint five (5) persons as  
151 commissioners of the authority. The commissioners who are first  
152 appointed shall be designated to serve for terms of one (1), two  
153 (2), three (3), four (4) and five (5) years, respectively.  
154 Thereafter, each commissioner shall be appointed for a term of  
155 five (5) years, except that vacancies occurring otherwise than by  
156 the expiration of term shall be filled for the unexpired term in  
157 the same manner as the original appointments. This section shall  
158 not apply to the airport authority created in Section 61-3-6.

159       **SECTION 4.** This act shall take effect and be in force from  
160 and after its passage.



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JS 44 (Rev. 12/12)

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.)

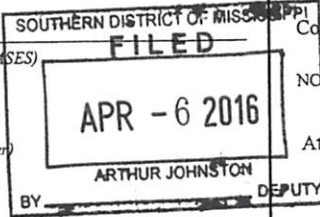
I. (a) PLAINTIFFS

Jeffrey A. Shallweath

DEFENDANTS

Gouverneur Brynhaft et al

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



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.

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

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)

- |   |                            |                            |   |                            |                            |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
|   | 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)

<b>CONTRACT</b>	<b>TORTS</b>	<b>FORFEITURE/PENALTY</b>	<b>BANKRUPTCY</b>	<b>OTHER STATUTES</b>	
<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 (Excludes 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	<b>PERSONAL INJURY</b> <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 - Medical Malpractice	<b>PERSONAL INJURY</b> <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 <b>PERSONAL PROPERTY</b> <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 <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management 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 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <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)) <b>FEDERAL TAX SUITS</b> <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 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
<b>REAL PROPERTY</b>	<b>CIVIL RIGHTS</b>	<b>PRISONER PETITIONS</b>			
<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 checked="" type="checkbox"/> 290 All Other Real Property	<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	<b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <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			

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

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

VI. CAUSE OF ACTION

Brief description of cause:

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

April 6, 2016

SIGNATURE OF ATTORNEY OF RECORD

Jeffrey A. Shallweath

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING IFP

JUDGE

MAG. JUDGE

#34643038718