

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF GEORGIA,  
ATLANTA DIVISION**

ASHER RUBIN,

Plaintiff,

vs.

CENTERSTATE BANK  
CORPORATION, JAMES H.  
BINGHAM, MICHAEL J. BROWN,  
SR., CHARLES DENNIS CARLTON,  
MICHAEL F. CIFERRI, JOHN C.  
CORBETT, JODY DEAN DREYER,  
GRIFFIN A. GREENE, JOHN H.  
HOLCOMB, III, CHARLES W.  
MCPHERSON, RICHARD  
MURRAY, IV, GEORGE TIERSO  
NUNEZ, II, THOMAS E. OAKLEY,  
G. RUFFNER PAGE, JR., ERNEST S.  
PINNER, WILLIAM KNOX POU,  
JR., DANIEL R. RICHEY, DAVID G.  
SALYERS, JOSHUA A. SNIVELY,  
and MARK W. THOMPSON,

Defendants.

---

) Civil Action No.

) **COMPLAINT FOR  
VIOLATIONS OF THE  
FEDERAL SECURITIES LAWS**

) **JURY TRIAL DEMANDED**

Plaintiff Asher Rubin (“Plaintiff”), upon information and belief, including an examination and inquiry conducted by and through his counsel, except as to those allegations pertaining to Plaintiff, which are alleged upon personal belief, alleges the following for his Complaint:

## NATURE AND SUMMARY OF THE ACTION

1. Plaintiff brings this action against CenterState Bank Corporation (“CenterState” or the “Company”) and the members of its Board of Directors (the “Board” or the “Individual Defendants”) for their violations of Sections 14(a) and 20(a) of the Securities Exchange Act of 1934 (the “Exchange Act”), 15 U.S.C. §§ 78n(a), 78t(a) and U.S. Securities and Exchange Commission (“SEC”) Rule 14a-9, 17 C.F.R. § 240.14a-9, arising out of their attempt to merge with and into South State Corporation (“South State”) (the “Proposed Transaction”).

2. On January 27, 2020, the Company announced it had entered into an Agreement and Plan of Merger (the “Merger Agreement”) pursuant to which, each CenterState stockholder will receive 0.3001 shares of South State common stock for each share of CenterState common stock they own.

3. On March 16, 2020, defendants filed a Registration Statement on Form S-4 (the “Registration Statement”) with the SEC. The Registration Statement is materially deficient and misleading because, *inter alia*, it fails to disclose material information regarding the data and inputs underlying the valuation analyses performed by the Company’s financial advisor, Keefe, Bruyette & Woods (“KBW”), in connection with the rendering of its fairness opinion. Accordingly, without additional information the Registration Statement is materially misleading

in violation of federal securities laws.

4. The stockholder vote to approve the Proposed Transaction is forthcoming. Under the Merger Agreement, following a successful stockholder vote, the Proposed Transaction will be consummated. For these reasons and as set forth in detail herein, Plaintiff seeks to enjoin defendants from conducting the stockholder vote on the Proposed Transaction unless and until the material information discussed below is disclosed to the holders of Company common stock, or, in the event the Proposed Transaction is consummated, to recover damages resulting from the defendants' violations of the Exchange Act.

#### **JURISDICTION AND VENUE**

5. This Court has jurisdiction over the claims asserted herein for violations of Sections 14(a) and 20(a) of the Exchange Act and SEC Rule 14a-9 promulgated thereunder pursuant to Section 27 of the Exchange Act, 15 U.S.C. § 78aa, and 28 U.S.C. § 1331 (federal question jurisdiction).

6. This Court has jurisdiction over the defendants because each defendant is either a corporation that conducts business in and maintains operations within this District, or is an individual with sufficient minimum contacts with this District so as to make the exercise of jurisdiction by this Court permissible under traditional notions of fair play and substantial justice.

7. Venue is proper in this District under Section 27 of the Exchange Act, 15 U.S.C. § 78aa, as well as under 28 U.S.C. § 1391 because defendants own and operate several banking branches located in this District and therefore have received substantial compensation in this District by doing business here and engaging in numerous activities that had an effect in this District.

### **THE PARTIES**

8. Plaintiff is, and has been at all times relevant hereto, a continuous stockholder of CenterState.

9. Defendant CenterState is a Florida corporation, with its principal executive offices located at 1101 First Street South, Suite 202, Winter Haven, Florida 33880. CenterState's common stock trades on the NASDAQ Global Select Market under the ticker symbol "CSFL."

10. Defendant James H. Bingham ("Bingham") has served as a director of the Company since 1999.

11. Defendant Michael J. Brown, Sr. ("Brown") has served as a director of the Company since 2018.

12. Defendant Charles Dennis Carlton ("Carlton") has served as a director of the Company since 2008.

13. Defendant Michael F. Ciferri (“Ciferri”) has served as a director of the Company since 2014.

14. Defendant John C. Corbett (“Corbett”) has served as the Company’s President and Chief Executive Officer (“CEO”) since July 2015 and a director of the Company since 2011.

15. Defendant Jody Jean Dreyer (“Dreyer”) has served as a director of the Company since 2018.

16. Defendant Griffin A. Greene (“Greene”) has served as a director of the Company since 2012.

17. Defendant John H. Holcomb, III (“Holcomb”) has served as a director of the Company since 2019.

18. Defendant Charles W. McPherson (“McPherson”) is Vice Chairman of the Board and has served as a director of the Company since 2012.

19. Defendant Richard Murray, IV (“Murray”) has served as a director of the Company since 2019.

20. Defendant George Tierso Nunez II (“Nunez”) has served as a director of the Company since 2004.

21. Defendant Thomas E. Oakley (“Oakley”) has served as a director of the Company since 2002.

22. Defendant G. Ruffner Page, Jr. (“Page”) has served as a director of the Company since 2019.

23. Defendant Ernest S. Pinner (“Pinner”) has served as the Executive Chairman of the Board since July 2015 and a director of the Company since 2002.

24. Defendant William Knox Pou, Jr. (“Pou”) has served as a director of the Company since 2012.

25. Defendant Daniel R. Richey (“Richey”) has served as a director of the Company since 2014.

26. Defendant David G. Salyers (“Salyers”) has served as a director of the Company since 2017.

27. Defendant Joshua A. Snively (“Snively”) has served as a director of the Company since 2012.

28. Defendant Mark W. Thompson (“Thompson”) has served as a director of the Company since 2017.

29. Defendants identified in paragraphs 10-28 are referred to herein as the “Board” or the “Individual Defendants.”

30. Relevant non-party South State is a financial services company founded in 1934 and headquartered in Columbia, South Carolina, with approximately \$15.9 billion in assets. South State’s primary subsidiary is South State Bank and provides

consumer, commercial, mortgage, and wealth management solutions throughout the Carolinas, Georgia and Virginia. South State's common stock trades on the NASDAQ Global Select Market under the ticker symbol "SSB."

## **SUBSTANTIVE ALLEGATIONS**

### **Background of the Company and Proposed Transaction**

31. CenterState is a financial holding company that provides a full range of consumer and commercial banking services to individuals, businesses and industries through its national bank subsidiary, CenterState Bank, N.A. (the "Bank"). CenterState was incorporated on September 20, 1999 under the laws of the State of Florida. Headquartered in Winter Haven, Florida, as of December 31, 2019, the Company had a 149 bank branch network located throughout Florida, Georgia, and Alabama, as well as a loan production office in Florida and a loan production office in Georgia. CenterState is among the largest Florida-based community banking organizations in terms of publicly available deposit data as of December 31, 2019.

32. Through the Bank, CenterState operates a correspondent banking and capital markets service division for over 650 small and medium sized community banks throughout the United States. This division earns commissions on fixed income security sales, fees from hedging services, loan brokerage fees and consulting fees for services related to these activities. It is based primarily in

Atlanta, Georgia and Birmingham, Alabama. The Bank also owns CBI Holding Company, LLC, which in turn owns Corporate Billing, LLC, a transaction-based finance company headquartered in Decatur, Alabama, that provides factoring, invoicing, collection and accounts receivable management services to transportation companies and automotive parts and services providers throughout the United States and Canada.

33. As of December 31, 2019, the Company had total consolidated assets of \$17.1 billion, total consolidated loans of \$12.0 billion, total consolidated deposits of \$13.1 billion, and total consolidated shareholders' equity of \$2.9 billion.

34. On January 27, 2020, the Company announced strong fourth quarter 2019 financial results. The Company increased return on average common equity to 9.8% in the fourth quarter 2019 compared to 7.6% in the previous quarter. Book value per share increased to \$23.14 per share during the quarter, compared to \$20.60 at December 31, 2018. Diluted earnings per share ("EPS") were \$0.56 in the fourth quarter 2019 compared to \$0.43 in the previous quarter, and adjusted EPS (non-GAAP) were \$0.57 in the fourth quarter 2019 compared to \$0.53 in the previous quarter. The Company also saw revenue of \$208.3 million in the fourth quarter 2019, an increase of \$4.8 million, or 2.4%, from the previous quarter.

35. On January 27, 2020, CenterState and South State issued a joint press



release announcing the Proposed Transaction, which states, in relevant part:

WINTER HAVEN, Fla. & COLUMBIA, S.C.– CenterState Bank Corporation (NASDAQ: CSFL) (“CenterState”), the parent company of CenterState Bank, and South State Corporation (NASDAQ: SSB) (“South State”), the parent company of South State Bank, jointly announced today that they have entered into a definitive agreement under which the companies will combine in an all-stock merger of equals with a total market value of approximately \$6 billion to create a leading Southeastern-based regional bank.

Under the terms of the merger agreement, which was unanimously approved by the Boards of Directors of both companies, CenterState shareholders will receive 0.3001 shares of South State common stock for each share of CenterState common stock they own. CenterState shareholders will own approximately 53% and South State shareholders will own approximately 47% of the combined company.

The combined company will operate under the South State Bank name and will trade under the South State ticker symbol SSB on the Nasdaq stock market. The company will be headquartered in Winter Haven, Florida and will maintain a significant presence in Columbia and Charleston, South Carolina; Charlotte, North Carolina; and Atlanta, Georgia.

Robert R. Hill, Jr., CEO of South State, will serve as Executive Chairman of the combined company. John C. Corbett, CEO of CenterState, will be CEO of the combined company. The Board of Directors of the combined company will consist of sixteen directors evenly split between the two legacy companies.

“We are excited to partner with CenterState,” said Robert R. Hill, Jr. “We have great respect for John, the management team and the company CenterState has built. This is a great combination of cultures, which will create tremendous value for our shareholders.”

“We have known and admired Robert and his team for over a decade, and we believe our two organizations are an outstanding fit,” said John C. Corbett, CEO of CenterState. “Combining these two high-

performing teams will allow us to build an even stronger company together.”

\*\*\*

The merger will combine the executive management teams from both organizations. In addition to Robert Hill, Executive Chairman, and John Corbett, CEO, the executive team of the combined company will include three members from each legacy company.

The merger is expected to close in the third quarter of 2020, subject to satisfaction of customary closing conditions, including receipt of customary regulatory approvals and approval by the shareholders of each company.

**The Registration Statement Misleads CenterState Stockholders by Omitting Material Information**

36. On March 16, 2020, defendants filed the materially misleading and incomplete Registration Statement with the SEC. Designed to convince the Company’s stockholders to vote in favor of the Proposed Transaction, the Registration Statement is rendered misleading by the omission of critical information concerning the data and inputs underlying the valuation analyses performed by KBW in connection with the rendering of its fairness opinion.

37. The Registration Statement describes KBW’s fairness opinion and the various valuation analyses it performed in support of its opinion. However, the description of KBW’s fairness opinion and analyses fails to include key inputs and assumptions underlying these analyses. Without this information, as described below, CenterState’s public stockholders are unable to fully understand these

analyses and, thus, are unable to determine what weight, if any, to place on KBW's fairness opinion in determining whether to vote in favor of the Proposed Transaction.

38. With respect to KBW's *South State and CenterState Selected Companies Analysis*, the Registration Statement fails to disclose the individual multiples and financial metrics KBW observed for each of the selected companies.

39. With respect to KBW's *Pro Forma Selected Companies Analysis*, the Registration Statement fails to disclose the individual multiples and financial metrics KBW observed for each of the selected companies.

40. With respect to KBW's *Selected Transactions Analysis*, the Registration Statement fails to disclose the individual multiples and financial metrics KBW observed for each of the selected transactions.

41. With respect to KBW's *Financial Impact Analysis*, the Registration Statement fails to disclose: (i) the specific accretion figures to South State's estimated 2020 EPS, estimated 2021 EPS, and estimated 2022 EPS; (ii) the specific dilution figures to South State's estimated tangible book value per share as of June 30, 2020; (iii) the specific accretion figures to CenterState's estimated 2022 EPS; and (iv) CenterState's and South State's respective estimated 2022 EPS.

42. With respect to KBW's *South State Discounted Cash Flow Analysis*, the Registration Statement fails to disclose: (i) the estimated excess cash flows that

South State could generate over the period from January 1, 2020 through December 31, 2024 as a stand-alone company, and the definition of the excess cash flows; (ii) South State's implied terminal value at the end of that period; (iii) South State's estimated 2025 earnings; and (iv) quantification of the individual inputs and assumptions underlying the discount rate range of 7.0% to 11.0%.

43. With respect to KBW's *CenterState Discounted Cash Flow Analysis*, the Registration Statement fails to disclose: (i) the estimated excess cash flows that CenterState could generate over the period from January 1, 2020 through December 31, 2024 as a stand-alone company, and the definition of the excess cash flows; (ii) CenterState's implied terminal value at the end of that period; (iii) CenterState's estimated 2025 earnings; and (iv) quantification of the individual inputs and assumptions underlying the discount rate range of 7.0% to 11.0%.

44. With respect to KBW's *Pro Forma Combined Discounted Cash Flow Analysis*, the Registration Statement fails to disclose: (i) the estimated excess cash flows that the pro forma combined entity could generate over the period from January 1, 2020 through December 31, 2024 as a stand-alone company, and the definition of the excess cash flows; (ii) the pro forma combined entity's implied terminal value at the end of that period; (iii) the pro forma combined entity's

estimated 2025 earnings; and (iv) quantification of the individual inputs and assumptions underlying the discount rate range of 6.5% to 10.5%.

45. The omission of this information renders certain portions of the Registration Statement materially misleading, including, inter alia, the following section of the Registration Statement: “Opinion of CenterState’s Financial Advisor.”

46. Accordingly, Plaintiff seeks injunctive and other equitable relief to prevent the irreparable injury that Company stockholders will continue to suffer absent judicial intervention.

## **CLAIMS FOR RELIEF**

### **COUNT I**

#### **Against All Defendants for Violations of Section 14(a) of the Exchange Act and Rule 14a-9 Promulgated Thereunder**

47. Plaintiff repeats all previous allegations as if set forth in full.

48. During the relevant period, defendants disseminated the false and misleading Registration Statement specified above, which failed to disclose material facts necessary to make the statements, in light of the circumstances under which they were made, not misleading in violation of Section 14(a) of the Exchange Act and SEC Rule 14a-9 promulgated thereunder.

49. By virtue of their positions within the Company, the defendants were aware of this information and of their duty to disclose this information in the

Registration Statement. The Registration Statement was prepared, reviewed, and/or disseminated by the defendants. It misrepresented and/or omitted material facts, including material information about the data and inputs underlying the valuation analyses performed by the Company's financial advisor, KBW. The defendants were at least negligent in filing the Registration Statement with these materially false and misleading statements.

50. The omissions and false and misleading statements in the Registration Statement are material in that a reasonable stockholder would consider them important in deciding how to vote on the Proposed Transaction.

51. By reason of the foregoing, the defendants have violated Section 14(a) of the Exchange Act and SEC Rule 14a-9(a) promulgated thereunder.

52. Because of the false and misleading statements in the Registration Statement, Plaintiff is threatened with irreparable harm, rendering money damages inadequate. Therefore, injunctive relief is appropriate to ensure defendants' misconduct is corrected.

## **COUNT II**

### **Against the Individual Defendants for Violations of Section 20(a) of the Exchange Act**

53. Plaintiff repeats all previous allegations as if set forth in full.

54. The Individual Defendants acted as controlling persons of CenterState

within the meaning of Section 20(a) of the Exchange Act as alleged herein. By virtue of their positions as officers and/or directors of CenterState, and participation in and/or awareness of the Company's operations and/or intimate knowledge of the false statements contained in the Registration Statement filed with the SEC, they had the power to influence and control and did influence and control, directly or indirectly, the decision-making of the Company, including the content and dissemination of the various statements which Plaintiff contends are false and misleading.

55. Each of the Individual Defendants was provided with or had unlimited access to copies of the Registration Statement and other statements alleged by Plaintiff to be misleading prior to and/or shortly after these statements were issued and had the ability to prevent the issuance of the statements or cause the statements to be corrected.

56. In particular, each of the Individual Defendants had direct and supervisory involvement in the day-to-day operations of the Company, and, therefore, is presumed to have had the power to control or influence the particular transactions giving rise to the securities violations as alleged herein, and exercised the same. The Registration Statement at issue contains the unanimous recommendation of each of the Individual Defendants to approve the Proposed

Transaction. They were, thus, directly involved in the making of the Registration Statement.

57. In addition, as the Registration Statement sets forth at length, and as described herein, the Individual Defendants were each involved in negotiating, reviewing, and approving the Proposed Transaction. The Registration Statement purports to describe the various issues and information that they reviewed and considered—descriptions the Company directors had input into.

58. By virtue of the foregoing, the Individual Defendants have violated Section 20(a) of the Exchange Act.

59. As set forth above, the Individual Defendants had the ability to exercise control over and did control a person or persons who have each violated Section 14(a) and SEC Rule 14a-9, promulgated thereunder, by their acts and omissions as alleged herein. By virtue of their positions as controlling persons, these defendants are liable pursuant to Section 20(a) of the Exchange Act. As a direct and proximate result of defendants' conduct, CenterState's stockholders will be irreparably harmed.

### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiff demands judgment and preliminary and permanent relief, including injunctive relief, in his favor on behalf of CenterState, and against defendants, as follows:



- A. Preliminarily and permanently enjoining defendants and all persons acting in concert with them from proceeding with, consummating, or closing the Proposed Transaction;
- B. In the event defendants consummate the Proposed Transaction, rescinding it and setting it aside or awarding rescissory damages to Plaintiff;
- C. Directing the Individual Defendants to disseminate a Registration Statement that does not contain any untrue statements of material fact and that states all material facts required in it or necessary to make the statements contained therein not misleading;
- D. Declaring that defendants violated Sections 14(a) and/or 20(a) of the Exchange Act, as well as SEC Rule 14a-9 promulgated thereunder;
- E. Awarding Plaintiff the costs of this action, including reasonable allowance for Plaintiff's attorneys' and experts' fees; and
- F. Granting such other and further relief as this Court may deem just and proper.

**JURY DEMAND**

Plaintiff demands a trial by jury.

Dated: April 16, 2020

**WEISSLAW LLP**

*/s/ Michael A. Rogovin*  
\_\_\_\_\_  
Michael A. Rogovin  
Georgia Bar No. 780075  
476 Hardendorf Ave. NE  
Atlanta, GA 30307  
Tel.: (404) 692-7910  
Fax: (212) 682-3010  
mrogovin@weisslawllp.com

*Attorneys for Plaintiff*

**OF COUNSEL:**

**BRAGAR EAGEL & SQUIRE, P.C.**

Alexandra B. Raymond  
885 Third Avenue, Suite 3040  
New York, New York 10022  
Tel: (646) 860-9158  
Fax: (212) 214-0506  
Email: raymond@bespc.com

*Attorneys for Plaintiff*

CIVIL COVER SHEET

The JS44 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 is required for the use of the Clerk of Court for the purpose of initiating the civil docket record. (SEE INSTRUCTIONS ATTACHED)

I. (a) PLAINTIFF(S)

ASHER RUBIN

DEFENDANT(S)

CENTERSTATE BANK CORPORATION, (Please see attached addendum)

(b) COUNTY OF RESIDENCE OF FIRST LISTED PLAINTIFF

Kings County, NY (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, TELEPHONE NUMBER, AND E-MAIL ADDRESS)

Michael A. Rogovin (SBN 780075) WEISSLAW LLP 476 Hardendorf Ave. NE, Atlanta, GA 30307 Tel: (212) 682-3025, Fax: (212) 682-3010 Email: mrogovin@weisslawllp.com

ATTORNEYS (IF KNOWN)

II. BASIS OF JURISDICTION

(PLACE AN "X" IN ONE BOX ONLY)

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

- PLF DEF PLF DEF 1 CITIZEN OF THIS STATE 4 INCORPORATED OR PRINCIPAL PLACE OF BUSINESS IN THIS STATE 2 CITIZEN OF ANOTHER STATE 5 INCORPORATED AND PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE 3 CITIZEN OR SUBJECT OF A FOREIGN COUNTRY 6 FOREIGN NATION

IV. 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 District), 6 MULTIDISTRICT LITIGATION - TRANSFER, 7 APPEAL TO DISTRICT JUDGE FROM MAGISTRATE JUDGE JUDGMENT, 8 MULTIDISTRICT LITIGATION - DIRECT FILE

V. CAUSE OF ACTION

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

Violations of Sections 14(a) and 20(a) of the Securities Exchange Act of 1934, 15 U.S.C. §§ 78n(a), 78t(a) and U.S. Securities and Exchange Commission ("SEC") Rule 14a-9

(IF COMPLEX, CHECK REASON BELOW)

- 1. Unusually large number of parties. 2. Unusually large number of claims or defenses. 3. Factual issues are exceptionally complex. 4. Greater than normal volume of evidence. 5. Extended discovery period is needed. 6. Problems locating or preserving evidence. 7. Pending parallel investigations or actions by government. 8. Multiple use of experts. 9. Need for discovery outside United States boundaries. 10. Existence of highly technical issues and proof.

CONTINUED ON REVERSE

FOR OFFICE USE ONLY

RECEIPT # AMOUNT \$ APPLYING IFP MAG. JUDGE (IFP) JUDGE MAG. JUDGE (Referral) NATURE OF SUIT CAUSE OF ACTION

**VI. NATURE OF SUIT** (PLACE AN "X" IN ONE BOX ONLY)

CONTRACT - "0" MONTHS DISCOVERY TRACK

- 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT
- 152 RECOVERY OF DEFAULTED STUDENT LOANS (Excl. Veterans)
- 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS

CONTRACT - "4" MONTHS DISCOVERY TRACK

- 110 INSURANCE
- 120 MARINE
- 130 MILLER ACT
- 140 NEGOTIABLE INSTRUMENT
- 151 MEDICARE ACT
- 160 STOCKHOLDERS' SUITS
- 190 OTHER CONTRACT
- 195 CONTRACT PRODUCT LIABILITY
- 196 FRANCHISE

REAL PROPERTY - "4" MONTHS DISCOVERY TRACK

- 210 LAND CONDEMNATION
- 220 FORECLOSURE
- 230 RENT LEASE & EJECTMENT
- 240 TORTS TO LAND
- 245 TORT PRODUCT LIABILITY
- 290 ALL OTHER REAL PROPERTY

TORTS - PERSONAL INJURY - "4" MONTHS DISCOVERY TRACK

- 310 AIRPLANE
- 315 AIRPLANE PRODUCT LIABILITY
- 320 ASSAULT, LIBEL & SLANDER
- 330 FEDERAL EMPLOYERS' LIABILITY
- 340 MARINE
- 345 MARINE PRODUCT LIABILITY
- 350 MOTOR VEHICLE
- 355 MOTOR VEHICLE PRODUCT LIABILITY
- 360 OTHER PERSONAL INJURY
- 362 PERSONAL INJURY - MEDICAL MALPRACTICE
- 365 PERSONAL INJURY - PRODUCT LIABILITY
- 367 PERSONAL INJURY - HEALTH CARE/ PHARMACEUTICAL PRODUCT LIABILITY
- 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY

TORTS - PERSONAL PROPERTY - "4" MONTHS DISCOVERY TRACK

- 370 OTHER FRAUD
- 371 TRUTH IN LENDING
- 380 OTHER PERSONAL PROPERTY DAMAGE
- 385 PROPERTY DAMAGE PRODUCT LIABILITY

BANKRUPTCY - "0" MONTHS DISCOVERY TRACK

- 422 APPEAL 28 USC 158
- 423 WITHDRAWAL 28 USC 157

CIVIL RIGHTS - "4" MONTHS DISCOVERY TRACK

- 440 OTHER CIVIL RIGHTS
- 441 VOTING
- 442 EMPLOYMENT
- 443 HOUSING/ ACCOMMODATIONS
- 445 AMERICANS with DISABILITIES - Employment
- 446 AMERICANS with DISABILITIES - Other
- 448 EDUCATION

IMMIGRATION - "0" MONTHS DISCOVERY TRACK

- 462 NATURALIZATION APPLICATION
- 465 OTHER IMMIGRATION ACTIONS

PRISONER PETITIONS - "0" MONTHS DISCOVERY TRACK

- 463 HABEAS CORPUS- Alien Detainee
- 510 MOTIONS TO VACATE SENTENCE
- 530 HABEAS CORPUS
- 535 HABEAS CORPUS DEATH PENALTY
- 540 MANDAMUS & OTHER
- 550 CIVIL RIGHTS - Filed Pro se
- 555 PRISON CONDITION(S) - Filed Pro se
- 560 CIVIL DETAINEE: CONDITIONS OF CONFINEMENT

PRISONER PETITIONS - "4" MONTHS DISCOVERY TRACK

- 550 CIVIL RIGHTS - Filed by Counsel
- 555 PRISON CONDITION(S) - Filed by Counsel

FORFEITURE/PENALTY - "4" MONTHS DISCOVERY TRACK

- 625 DRUG RELATED SEIZURE OF PROPERTY 21 USC 881
- 690 OTHER

LABOR - "4" MONTHS DISCOVERY TRACK

- 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

PROPERTY RIGHTS - "4" MONTHS DISCOVERY TRACK

- 820 COPYRIGHTS
- 840 TRADEMARK

PROPERTY RIGHTS - "8" MONTHS DISCOVERY TRACK

- 830 PATENT
- 835 PATENT-ABBREVIATED NEW DRUG APPLICATIONS (ANDA) - a/k/a Hatch-Waxman cases

SOCIAL SECURITY - "0" MONTHS DISCOVERY TRACK

- 861 HIA (1395f)
- 862 BLACK LUNG (923)
- 863 DIWC (405(g))
- 863 DIWW (405(g))
- 864 SSID TITLE XVI
- 865 RSI (405(g))

FEDERAL TAX SUITS - "4" MONTHS DISCOVERY TRACK

- 870 TAXES (U.S. Plaintiff or Defendant)
- 871 IRS - THIRD PARTY 26 USC 7609

OTHER STATUTES - "4" MONTHS DISCOVERY TRACK

- 375 FALSE CLAIMS ACT
- 376 Qui Tam 31 USC 3729(a)
- 400 STATE REAPPORTIONMENT
- 430 BANKS AND BANKING
- 450 COMMERCE/ICC RATES/ETC.
- 460 DEPORTATION
- 470 RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS
- 480 CONSUMER CREDIT
- 490 CABLE/SATELLITE TV
- 890 OTHER STATUTORY ACTIONS
- 891 AGRICULTURAL ACTS
- 893 ENVIRONMENTAL MATTERS
- 895 FREEDOM OF INFORMATION ACT
- 899 ADMINISTRATIVE PROCEDURES ACT / REVIEW OR APPEAL OF AGENCY DECISION
- 950 CONSTITUTIONALITY OF STATE STATUTES

OTHER STATUTES - "8" MONTHS DISCOVERY TRACK

- 410 ANTI-TRUST
- 850 SECURITIES / COMMODITIES / EXCHANGE

OTHER STATUTES - "0" MONTHS DISCOVERY TRACK

- 896 ARBITRATION (Confirm / Vacate / Order / Modify)

**\* PLEASE NOTE DISCOVERY TRACK FOR EACH CASE TYPE. SEE LOCAL RULE 26.3**

**VII. REQUESTED IN COMPLAINT:**

CHECK IF CLASS ACTION UNDER F.R.Civ.P. 23 DEMAND \$ \_\_\_\_\_

JURY DEMAND  YES  NO (CHECK YES ONLY IF DEMANDED IN COMPLAINT)

**VIII. RELATED/REFILED CASE(S) IF ANY**

JUDGE Hon. Charles A. Pannell, Jr. DOCKET NO. 1:20-cv-01597

CIVIL CASES ARE DEEMED RELATED IF THE PENDING CASE INVOLVES: (CHECK APPROPRIATE BOX)

- 1. PROPERTY INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 2. SAME ISSUE OF FACT OR ARISES OUT OF THE SAME EVENT OR TRANSACTION INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 3. VALIDITY OR INFRINGEMENT OF THE SAME PATENT, COPYRIGHT OR TRADEMARK INCLUDED IN AN EARLIER NUMBERED PENDING SUIT.
- 4. APPEALS ARISING OUT OF THE SAME BANKRUPTCY CASE AND ANY CASE RELATED THERETO WHICH HAVE BEEN DECIDED BY THE SAME BANKRUPTCY JUDGE.
- 5. REPETITIVE CASES FILED BY PRO SE LITIGANTS.
- 6. COMPANION OR RELATED CASE TO CASE(S) BEING SIMULTANEOUSLY FILED (INCLUDE ABBREVIATED STYLE OF OTHER CASE(S)):

7. EITHER SAME OR ALL OF THE PARTIES AND ISSUES IN THIS CASE WERE PREVIOUSLY INVOLVED IN CASE NO. \_\_\_\_\_, WHICH WAS DISMISSED. This case  IS  IS NOT (check one box) SUBSTANTIALLY THE SAME CASE.

/s/ Michael A. Rogovin

04/16/2020

SIGNATURE OF ATTORNEY OF RECORD

DATE

**ADDENDUM TO CIVIL COVER SHEET**

DEFENDANTS (continued): JAMES H. BINGHAM, MICHAEL J. BROWN, SR., CHARLES DENNIS CARLTON, MICHAEL F. CIFERRI, JOHN C. CORBETT, JODY DEAN DREYER, GRIFFIN A. GREENE, JOHN H. HOLCOMB, III, CHARLES W. MCPHERSON, RICHARD MURRAY, IV, GEORGE TIERSO NUNEZ, II, THOMAS E. OAKLEY, G. RUFFNER PAGE, JR., ERNEST S. PINNER, WILLIAM KNOX POU, JR., DANIEL R. RICHEY, DAVID G. SALYERS, JOSHUA A. SNIVELY, and MARK W. THOMPSON