## Case 3:22-cv-01167 Page 1 of 2

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.)

purpose of initiating the civil d	ocket sheet. (SEE INSTRUC	TIONS ON NEXT PAGE C	OF THIS FO								
I. (a) PLAINTIFFS				DEFENDAN	TS						
Sandra Orama Caraballo and Miguel Quiñones Acosta				Banco Popular de Puerto Rico							
(b) County of Residence of First Listed Plaintiff Puerto Rico (EXCEPT IN U.S. PLAINTIFF CASES)				County of Residence of First Listed Defendant Puerto Rico							
				(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)							
Indiano & Willian	ms, P.S.C.										
207 Del Parque	Street, Third Floor, S	San Juan PR 009	912								
II. BASIS OF JURISD	ICTION (Place an "X" in e	One Box Only)		TIZENSHIP OF For Diversity Cases Or		NCIPA		(Place an "X" in and One Box for			
1 U.S. Government 3 Federal Question			•	PTF	DEF		_	PTF	DEF		
Plaintiff	(U.S. Government Not a Party)		Citizen	Citizen of This State			1 Incorporated or Principal Place 4 4 4 of Business In This State				
2 U.S. Government 4 Diversity Defendant (Indicate Citizenship of Parties in Item III)			Citizen	of Another State	2	_ 2	Incorporated and of Business In		5	5	
	(	p = 0, = 0.0 = 1.0	Citigan	or Subject of a	□ 3	□ 3	Foreign Nation		□ 6	<b>□</b> 6	
				eign Country			Poteigh Nation				
IV. NATURE OF SUIT			l nor				for: Nature of			_	
CONTRACT  110 Insurance	PERSONAL INJURY		FORFEITURE/PENALTY 625 Drug Related Seizure			kRUPTCY eal 28 USC 158		OTHER STATUTES  375 False Claims Act			
120 Marine	310 Airplane	PERSONAL INJURY  365 Personal Injury -		of Property 21 USC 8	81	422 App 423 With			am (31 US)		
130 Miller Act 140 Negotiable Instrument	315 Airplane Product Liability	Product Liability 367 Health Care/	690	Other			USC 157	3729( 400 State I	a)) Reapportion	nment	
150 Recovery of Overpayment	320 Assault, Libel &	Pharmaceutical					RTY RIGHTS	410 Antitr	• •	ment	
& Enforcement of Judgment 151 Medicare Act	Slander 330 Federal Employers'	Personal Injury Product Liability				820 Cop		<b>★</b> 430 Banks 450 Comm		ng	
152 Recovery of Defaulted	Liability	368 Asbestos Personal	ı		$\vdash$	830 Pate 835 Pate	nt nt - Abbreviated	460 Depor			
Student Loans	340 Marine	Injury Product					Drug Application		teer Influer		
(Excludes Veterans)  153 Recovery of Overpayment	345 Marine Product Liability	Liability PERSONAL PROPER	TV -	LABOR		840 Trac			ot Organiza mer Credit		
of Veteran's Benefits	350 Motor Vehicle	370 Other Fraud		Fair Labor Standards	──		end Trade Secrets of 2016		SC 1681 or		
160 Stockholders' Suits	355 Motor Vehicle	371 Truth in Lending	L 720	Act					none Consu	ımer	
190 Other Contract 195 Contract Product Liability	Product Liability  360 Other Personal	380 Other Personal Property Damage	L 720	Labor/Management Relations			L SECURITY (1395ff)	490 Cable	ction Act		
196 Franchise	Injury	385 Property Damage	740	Railway Labor Act			ck Lung (923)		ties/Comm	odities/	
	362 Personal Injury - Medical Malpractice	Product Liability	751	Family and Medical Leave Act			/C/DIWW (405(g)) D Title XVI		_	\ atiama	
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITION	NS 790	Other Labor Litigation	ո		(405(g))	890 Other 891 Agricu	-		
210 Land Condemnation	440 Other Civil Rights	Habeas Corpus:		Employee Retirement			( 1 (8))	893 Enviro	onmental M	latters	
220 Foreclosure	441 Voting	463 Alien Detainee		Income Security Act			AL TAX SUITS		om of Infor	mation	
230 Rent Lease & Ejectment 240 Torts to Land	442 Employment 443 Housing/	510 Motions to Vacate Sentence					es (U.S. Plaintiff Defendant)	Act 896 Arbitr	ation		
245 Tort Product Liability	Accommodations	530 General					—Third Party	899 Admir			
290 All Other Real Property	445 Amer. w/Disabilities - 535 Death Penalty Employment Other:		1462	IMMIGRATION  462 Naturalization Application			USC 7609	Act/Review or Appeal of Agency Decision			
	446 Amer. w/Disabilities -	540 Mandamus & Othe		Other Immigration	ation			950 Consti			
	Other	550 Civil Rights		Actions				State S	Statutes		
	448 Education	555 Prison Condition 560 Civil Detainee -									
		Conditions of									
V. ORIGIN (Place an "X" i	n One Roy Only)	Confinement									
		Remanded from	☐4 Reinst	ated or 5 Tra	nsferred	l from	☐ 6 Multidistr	rict 8	Multidis	strict	
Proceeding Sta	tte Court	Appellate Court	Reope	(spe	other Di ecify)		Litigation Transfer	ı -	Litigation Direct F		
VI. CAUSE OF ACTION	28 LLS C. 88 1332(d)(2	tute under which you ar ) and (6)	re filing (De	o not cite jurisdictiona	l statutes	unless di	versity):				
VI. CAUSE OF ACTION	Brief description of ca	use: ach of the covenant of go	ood faith an	d fair dealing, unjust	enrichm	nent					
VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.			N DE	DEMAND \$ CHECK YES only if demanded in complaint:  JURY DEMAND:   Yes □ No							
VIII. RELATED CASI							DEMINIO				
IF ANY	(See instructions):	JUDGE Jay A. Ga	ırcia-Gergoı	у		_DOCKI	ET NUMBER <u>3:</u>	20-cv-01057-J	AG		
DATE		SIGNATURE OF ATT	TORNEY O	F RECORD							
March 2, 2022		s/David C. Indiano							_		
FOR OFFICE USE ONLY							<u> </u>				
RECEIPT # AN	MOUNT	APPLYING IFP		JUDG	E		MAG. JU	DGE			

## INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- **I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys. Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

  United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box. Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

  Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; NOTE: federal question actions take precedence over diversity cases.)
- **III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit. Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: Nature of Suit Code Descriptions.
- V. Origin. Place an "X" in one of the seven boxes.
  - Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date. Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.

Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.

PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.

- VI. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P. Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction. Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases. This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

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