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FILED
Superior Court of California
County of Los Angeles

APR 01 2014

Sherri R. Carter, Executive Officer/Clerk
By Cristina Grijalva Deputy
Cristina Grijalva

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6
7 **D311 Shepard Wiley Jr.**
8 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**
9 **FOR THE COUNTY OF LOS ANGELES**

11 SAJID VEERA, individually and on behalf of all
12 others similarly situated,

13 Plaintiffs,

14 vs.

15 BANANA REPUBLIC, LLC, BANANA
16 REPUBLIC (APPAREL), LLC, and DOES 1
through 20, inclusive,

17 Defendants.

CASE NO. **BC541146**

CLASS ACTION

COMPLAINT FOR:

1. Violations of California Business and Professions Code section 17500;
2. Violations of California Business and Professions Code section 17200; and
3. Violations of California's Consumers Legal Remedies Act

18 Plaintiff Sajid Veera alleges as follows:

19 NATURE OF THE CASE

20 1. This case concerns Defendants' scheme to lure consumers into their stores by
 21 displaying advertisements that mislead consumers to believe that all of the products in their stores are
 22 on sale when, in fact, Defendants exclude many products (typically the higher-end, more expensive
 23 products) from the advertised sale. Defendants' acts constitute false and misleading advertising in
 24 violation of California's Unfair Competition Law (the "UCL") (Cal. Bus. & Prof. Code § 17200),
 25 California's False Advertising Law (the "FAL") (Cal. Bus. & Prof. Code § 17500) and California's
 26 Consumers Legal Remedies Act (the "CLRA") (Cal. Civ. Code §§ 1750 *et seq.*)

CIT/CASE: BC541146
 LEA/DEF#:

RECEIPT # 00195807030
 DATE PAID 04/02/14
 PAYMENT: \$1,435.00
 RECEIVED: 09:00 AM
 310

CHECK: \$1,435.00
 CASH: \$0.00
 CHARGE: \$0.00
 CARD: \$0.00

1 **PARTIES**

2 2. Plaintiff Sajid Veera is a resident of the City of Redondo Beach, County of Los
3 Angeles, California.

4 3. Plaintiff seeks relief in his individual capacity and seeks to represent a class
5 consisting of all others who are similarly situated.

6 4. Plaintiff is informed and believes and thereon alleges that Banana Republic,
7 LLC was and is a limited liability company organized and existing under and by virtue of the laws of
8 the state of Delaware, doing business in the State of California, and maintaining offices within the
9 City and County of Los Angeles, California, among other places in the state.

10 5. Plaintiff is informed and believes and thereon alleges that Banana Republic
11 (Apparel), LLC was and is a limited liability company organized and existing under and by virtue of
12 the laws of the state of California, doing business in the State of California, and maintaining offices
13 within the City and County of Los Angeles, California, among other places in the state. Defendants
14 Banana Republic, LLC and Banana Republic (Apparel), LLC are collectively referred to herein as
15 "Banana Republic" or "Defendants."

16 6. The true names and capacities of defendants Does 1 through 20, whether
17 individual, corporate, associate or otherwise, are unknown to Plaintiff, who therefore sues said
18 defendants by such fictitious names. Plaintiff is informed and believes and thereon alleges that each
19 of the defendants fictitiously named herein as Doe is legally responsible in some manner for the
20 events and happenings hereinafter alleged and/or is legally affiliated with Banana Republic.

21 **JURISDICTION AND VENUE**

22 7. This court has subject matter jurisdiction over this action pursuant to California
23 Code of Civil Procedure section 410.10, California Business and Professions Code sections 17203,
24 17204, 17535, and California Civil Code section 1780. This court has personal jurisdiction over the
25 parties because Plaintiff submits to the jurisdiction of the court and Defendants systematically and
26 continually do business in the County of Los Angeles, State of California.

27 8. Venue is proper in this court pursuant to California Code of Civil Procedure
28 sections 395 and 395.5, California Business and Professions Code sections 17203, 17204, and 17535,

1 and California Civil Code section 1780(d) because Defendants do business in this county and
2 Plaintiff's transactions with Defendants took place in this county. Plaintiff's declaration stating facts
3 showing that this action has been commenced in a proper place for trial is attached.

4 **BANANA REPUBLIC'S DECEPTIVE ADVERTISING SCHEME**

5 9. Banana Republic deceives consumers and cheats its competitors by luring
6 consumers into Banana Republic stores with advertisements representing all of the products in the
7 stores are on sale. For example, at Banana Republic's store in Old Pasadena, Banana Republic
8 displayed the following advertisement facing out of a storefront window: "TODAY ONLY - 40%
9 OFF YOUR PURCHASE." The advertisement does not state that the sale applies only to certain
10 products or that there are any products excluded from the sale. Banana Republic knows or should
11 know that this advertising is likely to mislead reasonable consumers, and has misled consumers, to
12 believe that all of the products in the store are on sale that day.

13 10. After consumers have been lured into the store by this advertising, Banana
14 Republic refuses to sell many of its products (typically the higher-end, more expensive products) at
15 prices reduced in accordance with the advertised sale. Sometimes, there are signs inside the stores
16 with fine print stating that certain products are excluded from the advertised sale, and sometimes
17 there are no such indicating that certain products are excluded from the sale until after consumers
18 have shopped and presented products they wish to purchase at a register in the store. At the register,
19 consumers are informed by a Banana Republic employee that Banana Republic will not sell them
20 certain products they have selected at prices discounted in accordance with the advertised sale.

21 11. Banana Republic is a large retailer that is sophisticated with respect to
22 advertising. Banana Republic knows or should know that its advertising described herein draws
23 consumers into Banana Republic stores and that consumers who have been drawn into their stores by
24 this advertising would not have gone into Banana Republic stores if the advertising disclosed that
25 many products are excluded from the sale. Banana Republic also knows or should know that its
26 advertising described herein diverts business to Banana Republic that would have gone to Banana
27 Republic's competitors.

1 12. It is indisputable that the price of products is material; it is also indisputable
2 that the fact that Defendants will refuse to sell products at prices discounted in accordance with the
3 advertising alleged herein is information that was and is material to the consumers to whom the
4 advertising was and is directed.

5 13. Not surprisingly, many, if not most, consumers who have been lured into
6 Banana Republic stores by its false and misleading advertising purchase products, including products
7 Banana Republic refuses to sell to them at prices discounted in accordance with the advertised sale.
8 All consumers who purchased products after having been enticed to shop at Banana Republic by the
9 advertising described in this complaint have suffered damage as a result of Banana Republic's false
10 and misleading advertising. The consumers who paid full price for products suffered damage in the
11 amounts they overpaid. The consumers who paid the discounted prices suffered damage in amounts
12 that will be the subject of expert testimony and will be proven at trial.

13 14. Approximately one year ago, Plaintiff saw an advertisement of the type
14 described in this complaint displayed in the window of a Banana Republic store in El Segundo, Santa
15 Monica, or its store in Los Angeles at "The Grove." Because of the advertisement, Plaintiff believed
16 that all of the products in the store were on sale that day and he was enticed to enter the store.
17 Plaintiff selected several items he wanted to purchase. Plaintiff waited in line for an open register.
18 At the register, a Banana Republic employee informed Plaintiff that Banana Republic would not sell
19 him some of the items he had selected at prices discounted in accordance with the advertised sale.
20 Plaintiff believes that he purchased all the items he had selected or that he purchased only the items
21 Banana Republic would sell to him at prices discounted in accordance with the advertised sale.
22 Plaintiff's experiences are typical of the experiences of other consumers.

23 **CLASS ACTION ALLEGATIONS**

24 15. Plaintiff repeats and realleges each and every fact, matter and allegation set
25 forth in paragraphs 1 through 14 above and incorporates them at this point by this reference as though
26 set forth in full.

27 16. Plaintiff brings this action on behalf of himself and, pursuant to California
28 Code of Civil Procedure section 382 and California Civil Code section 1781, on behalf of all other

1 persons who purchased products at Banana Republic stores in California on days when Banana
2 Republic displayed the advertising described in this complaint during the time period beginning four
3 years before the date of the filing of this complaint (the "Class"). Excluded from the Class are the
4 Defendants, any parent, affiliate, subsidiary entity or entity in which any of the Defendants have a
5 controlling interest, officers, directors and employees of the Defendants, the members of their
6 immediate families, their heirs, successors and assigns.

7 17. The Class likely consists of at least hundreds of thousands of persons who
8 purchased products from Defendants in California. The membership of the Class is so numerous and
9 dispersed geographically that actual joinder of all of the Class members is impracticable.

10 18. Plaintiff's claims are typical of the claims of the members of the Class because
11 Plaintiff and each member of the Class were exposed to Defendants' false and misleading advertising.

12 19. Plaintiff is a proper representative of the Class and will fairly represent and
13 protect the interests of the California because, among other things, his interests do not conflict with
14 the interests of the Class.

15 20. Plaintiff's attorneys are skilled and experienced in complex litigation matters,
16 including class actions.

17 21. Common questions of law and fact exist as to all members of the Class and
18 predominate over questions that impact only individual members of the Class. Among the many
19 questions of law and fact common to the Class are the following:

- 20 (i) whether Defendants' advertising was and is
21 likely to mislead reasonable consumers;
- 22 (ii) whether Defendants' representations in the
23 alleged advertising were and are false;
- 24 (iii) whether Defendants' representations in the
25 alleged advertising were and are misleading;
- 26 (iv) whether Defendants knew or should have known
27 that their advertising was and is likely to mislead
28 reasonable consumers;

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- (v) whether Defendants knew or should have known that their advertising was and is false and/or misleading;
- (vi) whether Defendants advertised products with the intent to sell the products as advertised;
- (vii) whether Defendants represented that transactions conferred rights which they do not have or involve;
- (viii) whether Defendants made and continue to make false or misleading statements of fact concerning amounts of price reductions;
- (ix) whether the facts Defendants failed and continue to fail to disclose in their advertising were and are material;
- (x) whether reliance on Defendants' misrepresentations and omissions is presumed;
- (xi) whether Defendants' acts alleged herein were and are unlawful;
- (xii) whether consumers suffered and continue to suffer damage as a result of Defendants' acts alleged herein;
- (xiii) the extent of the damage suffered by consumers as a result of Defendants' acts alleged herein;
- (xiv) whether Defendants' acts alleged herein were and are unfair;
- (xv) whether Defendants should be enjoined from continuing to advertise as alleged herein;

1 (xvi) whether Defendants acted with oppression, fraud
2 or malice, warranting punitive damages.

3 The predominance of these common questions creates a well-defined community of interest among
4 the Class members.

5 22. In addition, the prosecution of separate actions by members of the Class would
6 create a risk of inconsistent or varying adjudications which would establish incompatible standards of
7 conduct for Defendants, while adjudications with respect to Class and Plaintiff would, as a practical
8 matter, be dispositive of the interests of the other members of the Class.

9 23. A class action is superior to other available methods for the fair and efficient
10 adjudication of this controversy because the Class is both numerous and its membership is
11 geographically widespread. Furthermore, as the individual damages of any one member of the Class
12 is relatively small, the expense and burden of individual litigation make it impossible for the
13 members of the Class to redress individually the wrongs committed against them and the damages
14 suffered by them. Plaintiff knows of no difficulty that should be encountered in the management of
15 this litigation that would preclude the maintenance of this suit as a class action.

16 **FIRST CAUSE OF ACTION**

17 **Violations of California Business and Professions Code section 17500**

18 **(By Plaintiff and on Behalf of the Class Against All Defendants)**

19 24. Plaintiff repeats and realleges each and every fact, matter and allegation set
20 forth in paragraphs 1 through 23 above and incorporates them at this point by this reference as though
21 set forth in full.

22 25. Defendants acts alleged herein violate California Business and Professions
23 Code section 17500. Defendants acted knowingly, recklessly and in conscious disregard of the true
24 facts in perpetuating their deceptive advertising scheme and causing injuries to Plaintiff and the
25 Class.

26 26. Plaintiff and the Class have been misled and unfairly induced to enter into
27 transactions and to pay overpay for products. As a result of Defendants' false and misleading
28 advertising, misrepresentations, and omissions, Plaintiff and the Class have been injured in amounts

1 not less than the amounts they overpaid for products, which amounts have not yet been ascertained,
2 but are believed to exceed ten million dollars (\$10,000,000) in the aggregate, and in amounts to be
3 determined at trial with respect to purchases of products that Defendants sold to Plaintiff and the
4 Class at prices discounted in accordance with the advertised sales. These amounts have been paid to
5 Defendants by Plaintiff and the Class and should be restored to them.

6 **SECOND CAUSE OF ACTION**

7 **Violations of California Business and Professions Code Section 17200**

8 **(By Plaintiff and on Behalf of the Class Against All Defendants)**

9 27. Plaintiff repeats and realleges each and every fact, matter and allegation set
10 forth in paragraphs 1 through 26 above and incorporates them at this point by this reference as though
11 set forth in full.

12 28. Defendants have engaged in business acts and practices that, as alleged above,
13 constitute unfair competition in violation of Business and Professions Code section 17200.
14 Specifically, Defendants' acts alleged herein are unfair and likely to deceive the general public, and
15 Defendants' acts alleged herein are unlawful in that they violate California Business and Professions
16 Code section 17500 (false and misleading advertising), and California Civil Code sections
17 1770(a)(9), (13), (14), (CLRA), as well as other federal and state statutes and regulations.

18 29. As a result of Defendants' unfair, fraudulent, and unlawful business practices
19 alleged herein, Plaintiff and the Class have been injured in amounts not less than the amounts they
20 overpaid for productions, which amounts have not yet been ascertained, but are believed to exceed
21 ten million dollars (\$10,000,000) in the aggregate, and in amounts to be determined at trial with
22 respect to purchases of products that Defendants sold to Plaintiff and the Class at prices discounted in
23 accordance with the advertised sales. These amounts have been paid to Defendants by Plaintiff and
24 the Class and should be restored to them.

25 30. If Defendants are permitted to continue to engage in the unlawful, unfair and
26 fraudulent advertising, their conduct will engender further injury, expanding the number of injured
27 members of the public beyond its already large size, and will tend to render any judgment at law, by
28 itself, ineffectual. Under such circumstances, Plaintiff and the Class have no adequate remedy at law

1 in that Defendants will continue to engage in the wrongful conduct alleged herein, thus engendering a
2 multiplicity of judicial proceedings. Plaintiff and the Class request and are entitled to injunctive
3 relief, enjoining Defendants from continuing to engage in the unfair, unlawful and fraudulent
4 advertising described herein.

5 **THIRD CAUSE OF ACTION**

6 **Violations of the California Consumers Legal Remedies Act**

7 **(By Plaintiff and on Behalf of the Class Against All Defendants)**

8 31. Plaintiff repeats and realleges each and every fact, matter and allegation set
9 forth in paragraphs 1 through 23 above and incorporates them at this point by this reference as though
10 set forth in full. This third cause of action arises under the CLRA (Cal. Civ. Code §§ 1750-1784).

11 32. At all relevant times, Plaintiff was a "consumer" as defined by California Civil
12 Code section 1761(d).

13 33. At all relevant times, Defendants' products constituted "goods" as defined by
14 California Civil Code section 1761(a).

15 34. At all relevant times, Defendants each constituted a "person" as defined by
16 California Civil Code section 1761(c).

17 35. At all relevant times, Plaintiff and each of the class member's purchases of
18 Defendants' goods constituted a "transaction" as defined by California Civil Code section 1761(e).

19 36. The CLRA provides that it is unlawful to: (i) advertise goods or services with
20 the intent not to sell them as advertised; and (ii) make false or misleading statements of fact
21 concerning reasons for, existence of, or amounts of price reductions; or (iii) represent that a
22 transaction confers or involves rights, remedies, or obligations which it does not have or involve, or
23 which are prohibited by law. Cal. Civ. Code §§ 1770(a)(9), (13), (14). Defendants' acts alleged
24 herein violate the CLRA.

25 37. Defendants' acts alleged herein were oppressive, fraudulent, and malicious,
26 and were done with the intention on the part of Defendants of depriving Plaintiff and the Class of
27 property and their legal rights; therefore an award of punitive damages is warranted.

1 38. Plaintiff and the putative class are entitled to recover attorneys' fees and costs
2 pursuant to California Civil Code section 1780(d).

3 39. On February 20, 2014, pursuant to California Civil Code section 1782, Plaintiff
4 notified Defendants in writing that their advertising violates the CLRA. Defendants received the
5 notice on February 24, 2014. Plaintiff demanded that Defendants cease engaging in their unlawful
6 business practices and restore to consumers the amounts consumers overpaid for products Defendants
7 refused to sell them at prices discounted in accordance with the advertised sales. Defendants did not
8 cease to engage in their unlawful business practices, nor did they make restitution to their customers.

9 **WHEREFORE**, Plaintiff prays for judgment against Defendants, and each of them, as
10 follows:

11 **ON THE FIRST AND SECOND CAUSES OF ACTION**

- 12 1. For an order requiring Defendants to restore all monies that Defendants
13 acquired from Plaintiff and the Class as a result of their false advertising, and unfair,
14 unlawful and fraudulent business acts and practices;
15 2. Interest on all such sums restored at the maximum legal rate;
16 3. For an order or orders enjoining Defendants from continuing to employ unfair
17 methods of competition and commit unfair and deceptive acts and practices alleged in
18 this complaint and any other such acts and practices proven at trial;
19 4. For an award of attorneys' fees to Plaintiff's counsel pursuant to section 1021.5
20 of the California Code of Civil Procedure;
21 5. For costs of suit incurred in this action; and
22 6. For such other and further relief as the court may deem just and proper.

23 **ON THE THIRD CAUSE OF ACTION**

- 24 1. Actual damages to Plaintiff and the Class in amounts according to proof;
25 2. For an order or orders enjoining Defendants from continuing to employ unfair
26 methods of competition and commit unfair and deceptive acts and practices alleged in
27 this complaint and any other such acts and practices proven at trial;

1 3. For an order requiring Defendants to restore all monies that Defendants
2 acquired from Plaintiff and the Class as a result of their unfair methods of competition
3 and unfair and deceptive acts and practices;

4 4. Interest on all such damages and sums restored at the maximum legal rate;

5 5. For an award of costs and attorneys' fees to Plaintiff's counsel pursuant to
6 California Civil Code section 1780(d) and California Code of Civil Procedure section
7 1021.5;

8 6. For punitive damages, pursuant to California Civil Code sections 1780(a)(4)
9 and 3294, in an amount appropriate to punish Defendants and deter others from
10 engaging in similar misconduct; and

11 7. For such other and further relief as the court may deem just and proper.

12
13 DATED: April 1, 2014

Jones, Bell, Abbott, Fleming & Fitzgerald L.L.P.
William M. Turner
Usman S. Mohammed

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16 By: 
17 WILLIAM M. TURNER
18 Attorneys for Plaintiff Sajid Veera
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DECLARATION OF SAJID VEERA

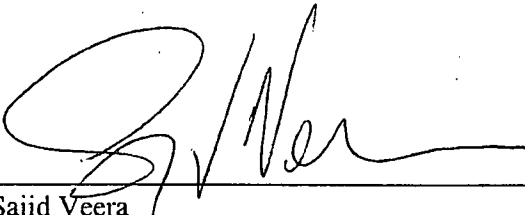
I, Sajid Veera, declare that:

1. I have personal knowledge of the facts stated herein, and could and would testify competently thereto if sworn as a witness.

2. I am a resident of the County of Los Angeles, California. The transaction(s) in which I was involved that give rise to the causes of action asserted in the attached complaint took place in the County of Los Angeles, California.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 1, 2014.



Sajid Veera

04/02/2014

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address):
William M. Turner, Usman S. Mohammed (Bar # 199526, 215870)
Jones, Bell, Abbott, Fleming & Fitzgerald L.L.P.
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ATTORNEY FOR (Name): Plaintiff Sajid Veera

FOR COURT USE ONLY

FILED
Superior Court of California
County of Los Angeles

APR 01 2014

Sherri R. Carter, Executive Officer/Clerk
By Cristina Grijalva Deputy
Cristina Grijalva

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES
STREET ADDRESS: 111 North Hill Street
MAILING ADDRESS:
CITY AND ZIP CODE: Los Angeles 90012
BRANCH NAME: Central District - Stanley Mosk Courthouse

CASE NAME: Sajid Veera v. Banana Republic LLC, et al.

CASE NUMBER: **BC 541146**

JUDGE:
DEPT:

CIVIL CASE COVER SHEET

Unlimited (Amount demanded exceeds \$25,000)
 Limited (Amount demanded is \$25,000 or less)

Complex Case Designation
 Counter **Joinder**
Filed with first appearance by defendant (Cal. Rules of Court, rule 3.402)

Items 1-6 below must be completed (see instructions on page 2).

1. Check one box below for the case type that best describes this case:

Auto Tort

Auto (22)
 Uninsured motorist (46)

Other PI/DPD/W (Personal Injury/Property Damage/Wrongful Death) Tort

Asbestos (04)
 Product liability (24)
 Medical malpractice (45)
 Other PI/DPD/W (23)

Non-PI/DPD/W (Other) Tort

Business tort/unfair business practice (07)
 Civil rights (08)
 Defamation (13)
 Fraud (16)
 Intellectual property (19)
 Professional negligence (25)
 Other non-PI/DPD/W tort (35)

Employment

Wrongful termination (36)
 Other employment (15)

Contract

Breach of contract/warranty (06)
 Rule 3.740 collections (09)
 Other collections (09)
 Insurance coverage (18)
 Other contract (37)

Real Property

Eminent domain/Inverse condemnation (14)
 Wrongful eviction (33)
 Other real property (26)

Unlawful Detainer

Commercial (31)
 Residential (32)
 Drugs (38)

Judicial Review

Asset forfeiture (05)
 Petition re: arbitration award (11)
 Writ of mandate (02)
 Other judicial review (39)

Provisionally Complex Civil Litigation (Cal. Rules of Court, rules 3.400-3.403)

Antitrust/Trade regulation (03)
 Construction defect (10)
 Mass tort (40)
 Securities litigation (28)
 Environmental/Toxic tort (30)
 Insurance coverage claims arising from the above listed provisionally complex case types (41)

Enforcement of Judgment

Enforcement of judgment (20)

Miscellaneous Civil Complaint

RICO (27)
 Other complaint (not specified above) (42)

Miscellaneous Civil Petition

Partnership and corporate governance (21)
 Other petition (not specified above) (43)

2. This case is is not complex under rule 3.400 of the California Rules of Court. If the case is complex, mark the factors requiring exceptional judicial management:

- a. Large number of separately represented parties
- b. Extensive motion practice raising difficult or novel issues that will be time-consuming to resolve
- c. Substantial amount of documentary evidence
- d. Large number of witnesses
- e. Coordination with related actions pending in one or more courts in other counties, states, or countries, or in a federal court
- f. Substantial postjudgment judicial supervision

3. Remedies sought (check all that apply): a. monetary b. nonmonetary; declaratory or injunctive relief c. punitive

4. Number of causes of action (specify): Three (3)

5. This case is is not a class action suit.

6. If there are any known related cases, file and serve a notice of related case. (You may use form CM-015.)

Date: April 1, 2014

William M. Turner
(TYPE OR PRINT NAME)


(SIGNATURE OF PARTY OR ATTORNEY FOR PARTY)

NOTICE

- Plaintiff must file this cover sheet with the first paper filed in the action or proceeding (except small claims cases or cases filed under the Probate Code, Family Code, or Welfare and Institutions Code). (Cal. Rules of Court, rule 3.220.) Failure to file may result in sanctions.
- File this cover sheet in addition to any cover sheet required by local court rule.
- If this case is complex under rule 3.400 et seq. of the California Rules of Court, you must serve a copy of this cover sheet on all other parties to the action or proceeding.
- Unless this is a collections case under rule 3.740 or a complex case, this cover sheet will be used for statistical purposes only.

INSTRUCTIONS ON HOW TO COMPLETE THE COVER SHEET

To Plaintiffs and Others Filing First Papers. If you are filing a first paper (for example, a complaint) in a civil case, you **must** complete and file, along with your first paper, the *Civil Case Cover Sheet* contained on page 1. This information will be used to compile statistics about the types and numbers of cases filed. You must complete items 1 through 6 on the sheet. In item 1, you must check **one** box for the case type that best describes the case. If the case fits both a general and a more specific type of case listed in item 1, check the more specific one. If the case has multiple causes of action, check the box that best indicates the **primary** cause of action. To assist you in completing the sheet, examples of the cases that belong under each case type in item 1 are provided below. A cover sheet must be filed only with your initial paper. Failure to file a cover sheet with the first paper filed in a civil case may subject a party, its counsel, or both to sanctions under rules 2.30 and 3.220 of the California Rules of Court.

To Parties in Rule 3.740 Collections Cases. A "collections case" under rule 3.740 is defined as an action for recovery of money owed in a sum stated to be certain that is not more than \$25,000, exclusive of interest and attorney's fees, arising from a transaction in which property, services, or money was acquired on credit. A collections case does not include an action seeking the following: (1) tort damages, (2) punitive damages, (3) recovery of real property, (4) recovery of personal property, or (5) a prejudgment writ of attachment. The identification of a case as a rule 3.740 collections case on this form means that it will be exempt from the general time-for-service requirements and case management rules, unless a defendant files a responsive pleading. A rule 3.740 collections case will be subject to the requirements for service and obtaining a judgment in rule 3.740.

To Parties in Complex Cases. In complex cases only, parties must also use the *Civil Case Cover Sheet* to designate whether the case is complex. If a plaintiff believes the case is complex under rule 3.400 of the California Rules of Court, this must be indicated by completing the appropriate boxes in items 1 and 2. If a plaintiff designates a case as complex, the cover sheet must be served with the complaint on all parties to the action. A defendant may file and serve no later than the time of its first appearance a joinder in the plaintiff's designation, a counter-designation that the case is not complex, or, if the plaintiff has made no designation, a designation that the case is complex.

CASE TYPES AND EXAMPLES

Auto Tort

- Auto (22)—Personal Injury/Property Damage/Wrongful Death
- Uninsured Motorist (46) (*if the case involves an uninsured motorist claim subject to arbitration, check this item instead of Auto*)

Other PI/PD/WD (Personal Injury/Property Damage/Wrongful Death) Tort

- Asbestos (04)
 - Asbestos Property Damage
 - Asbestos Personal Injury/Wrongful Death
- Product Liability (*not asbestos or toxic/environmental*) (24)
- Medical Malpractice (45)
 - Medical Malpractice—Physicians & Surgeons
 - Other Professional Health Care Malpractice
- Other PI/PD/WD (23)
 - Premises Liability (e.g., slip and fall)
 - Intentional Bodily Injury/PD/WD (e.g., assault, vandalism)
 - Intentional Infliction of Emotional Distress
 - Negligent Infliction of Emotional Distress
 - Other PI/PD/WD

Non-PI/PD/WD (Other) Tort

- Business Tort/Unfair Business Practice (07)
- Civil Rights (e.g., discrimination, false arrest) (*not civil harassment*) (08)
- Defamation (e.g., slander, libel) (13)
- Fraud (16)
- Intellectual Property (19)
- Professional Negligence (25)
- Legal Malpractice
- Other Professional Malpractice (*not medical or legal*)
- Other Non-PI/PD/WD Tort (35)

Employment

- Wrongful Termination (36)
- Other Employment (15)

Contract

- Breach of Contract/Warranty (06)
- Breach of Rental/Lease
 - Contract (*not unlawful detainer or wrongful eviction*)
- Contract/Warranty Breach—Seller Plaintiff (*not fraud or negligence*)
- Negligent Breach of Contract/Warranty
- Other Breach of Contract/Warranty
- Collections (e.g., money owed, open book accounts) (09)
- Collection Case—Seller Plaintiff
- Other Promissory Note/Collections Case
- Insurance Coverage (*not provisionally complex*) (18)
 - Auto Subrogation
 - Other Coverage
- Other Contract (37)
 - Contractual Fraud
 - Other Contract Dispute

Real Property

- Eminent Domain/Inverse Condemnation (14)
- Wrongful Eviction (33)
- Other Real Property (e.g., quiet title) (26)
 - Writ of Possession of Real Property
 - Mortgage Foreclosure
 - Quiet Title
 - Other Real Property (*not eminent domain, landlord/tenant, or foreclosure*)

Unlawful Detainer

- Commercial (31)
- Residential (32)
- Drugs (38) (*if the case involves illegal drugs, check this item; otherwise, report as Commercial or Residential*)

Judicial Review

- Asset Forfeiture (05)
- Petition Re: Arbitration Award (11)
- Writ of Mandate (02)
 - Writ—Administrative Mandamus
 - Writ—Mandamus on Limited Court Case Matter
- Writ—Other Limited Court Case Review
- Other Judicial Review (39)
 - Review of Health Officer Order
 - Notice of Appeal—Labor Commissioner Appeals

Provisionally Complex Civil Litigation (Cal. Rules of Court Rules 3.400–3.403)

- Antitrust/Trade Regulation (03)
- Construction Defect (10)
- Claims Involving Mass Tort (40)
- Securities Litigation (28)
- Environmental/Toxic Tort (30)
- Insurance Coverage Claims (*arising from provisionally complex case type listed above*) (41)

Enforcement of Judgment

- Enforcement of Judgment (20)
 - Abstract of Judgment (Out of County)
 - Confession of Judgment (*non-domestic relations*)
 - Sister State Judgment
 - Administrative Agency Award (*not unpaid taxes*)
 - Petition/Certification of Entry of Judgment on Unpaid Taxes
 - Other Enforcement of Judgment Case

Miscellaneous Civil Complaint

- RICO (27)
- Other Complaint (*not specified above*) (42)
 - Declaratory Relief Only
 - Injunctive Relief Only (*non-harassment*)
 - Mechanics Lien
 - Other Commercial Complaint Case (*non-tort/non-complex*)
 - Other Civil Complaint (*non-tort/non-complex*)

Miscellaneous Civil Petition

- Partnership and Corporate Governance (21)
- Other Petition (*not specified above*) (43)
 - Civil Harassment
 - Workplace Violence
 - Elder/Dependent Adult Abuse
 - Election Contest
 - Petition for Name Change
 - Petition for Relief From Late Claim
 - Other Civil Petition

SHORT TITLE: Sajid Veera v. Banana Republic, LLC, et al.	CASE NUMBER: BC541146
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**CIVIL CASE COVER SHEET ADDENDUM AND
STATEMENT OF LOCATION
(CERTIFICATE OF GROUNDS FOR ASSIGNMENT TO COURTHOUSE LOCATION)**

This form is required pursuant to Local Rule 2.0 in all new civil case filings in the Los Angeles Superior Court.

Item I. Check the types of hearing and fill in the estimated length of hearing expected for this case:
 JURY TRIAL? YES CLASS ACTION? YES LIMITED CASE? YES TIME ESTIMATED FOR TRIAL 7 HOURS/ DAYS

Item II. Indicate the correct district and courthouse location (4 steps – If you checked "Limited Case", skip to Item III, Pg. 4):

Step 1: After first completing the Civil Case Cover Sheet form, find the main Civil Case Cover Sheet heading for your case in the left margin below, and, to the right in Column **A**, the Civil Case Cover Sheet case type you selected.

Step 2: Check one Superior Court type of action in Column **B** below which best describes the nature of this case.

Step 3: In Column **C**, circle the reason for the court location choice that applies to the type of action you have checked. For any exception to the court location, see Local Rule 2.0.

Applicable Reasons for Choosing Courthouse Location (see Column C below)

- | | |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <ul style="list-style-type: none"> 1. Class actions must be filed in the Stanley Mosk Courthouse, central district. 2. May be filed in central (other county, or no bodily injury/property damage). 3. Location where cause of action arose. 4. Location where bodily injury, death or damage occurred. 5. Location where performance required or defendant resides. | <ul style="list-style-type: none"> 6. Location of property or permanently garaged vehicle. 7. Location where petitioner resides. 8. Location wherein defendant/respondent functions wholly. 9. Location where one or more of the parties reside. 10. Location of Labor Commissioner Office |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

Step 4: Fill in the information requested on page 4 in Item III; complete Item IV. Sign the declaration.

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Auto Tort	Auto (22)	<input type="checkbox"/> A7100 Motor Vehicle - Personal Injury/Property Damage/Wrongful Death	1., 2., 4.
	Uninsured Motorist (46)	<input type="checkbox"/> A7110 Personal Injury/Property Damage/Wrongful Death – Uninsured Motorist	1., 2., 4.
Other Personal Injury/ Property Damage/ Wrongful Death Tort	Asbestos (04)	<input type="checkbox"/> A6070 Asbestos Property Damage <input type="checkbox"/> A7221 Asbestos - Personal Injury/Wrongful Death	2. 2.
	Product Liability (24)	<input type="checkbox"/> A7260 Product Liability (not asbestos or toxic/environmental)	1., 2., 3., 4., 8.
	Medical Malpractice (45)	<input type="checkbox"/> A7210 Medical Malpractice - Physicians & Surgeons <input type="checkbox"/> A7240 Other Professional Health Care Malpractice	1., 4. 1., 4.
	Other Personal Injury Property Damage Wrongful Death (23)	<input type="checkbox"/> A7250 Premises Liability (e.g., slip and fall)	1., 4.
		<input type="checkbox"/> A7230 Intentional Bodily Injury/Property Damage/Wrongful Death (e.g., assault, vandalism, etc.)	1., 4.
	<input type="checkbox"/> A7270 Intentional Infliction of Emotional Distress	1., 3.	
	<input type="checkbox"/> A7220 Other Personal Injury/Property Damage/Wrongful Death	1., 4.	

SHORT TITLE:

Sajid Veera v. Banana Republic, LLC, et al.

CASE NUMBER

Non-Personal Injury/Property
Damage/Wrongful Death Tort

A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Business Tort (07)	<input checked="" type="checkbox"/> A6029 Other Commercial/Business Tort (not fraud/breach of contract)	1, 3
Civil Rights (08)	<input type="checkbox"/> A6005 Civil Rights/Discrimination	1., 2., 3.
Defamation (13)	<input type="checkbox"/> A6010 Defamation (slander/libel)	1., 2., 3.
Fraud (16)	<input type="checkbox"/> A6013 Fraud (no contract)	1., 2., 3.
Professional Negligence (25)	<input type="checkbox"/> A6017 Legal Malpractice <input type="checkbox"/> A6050 Other Professional Malpractice (not medical or legal)	1., 2., 3. 1., 2., 3.
Other (35)	<input type="checkbox"/> A6025 Other Non-Personal Injury/Property Damage tort	2., 3.
Wrongful Termination (36)	<input type="checkbox"/> A6037 Wrongful Termination	1., 2., 3.
Other Employment (15)	<input type="checkbox"/> A6024 Other Employment Complaint Case <input type="checkbox"/> A6109 Labor Commissioner Appeals	1., 2., 3. 10.
Breach of Contract/ Warranty (06) (not insurance)	<input type="checkbox"/> A6004 Breach of Rental/Lease Contract (not unlawful detainer or wrongful eviction) <input type="checkbox"/> A6008 Contract/Warranty Breach -Seller Plaintiff (no fraud/negligence) <input type="checkbox"/> A6019 Negligent Breach of Contract/Warranty (no fraud) <input type="checkbox"/> A6028 Other Breach of Contract/Warranty (not fraud or negligence)	2., 5. 2., 5. 1., 2., 5. 1., 2., 5.
Collections (09)	<input type="checkbox"/> A6002 Collections Case-Seller Plaintiff <input type="checkbox"/> A6012 Other Promissory Note/Collections Case	2., 5., 6. 2., 5.
Insurance Coverage (18)	<input type="checkbox"/> A6015 Insurance Coverage (not complex)	1., 2., 5., 8.
Other Contract (37)	<input type="checkbox"/> A6009 Contractual Fraud <input type="checkbox"/> A6031 Tortious Interference <input type="checkbox"/> A6027 Other Contract Dispute(not breach/insurance/fraud/negligence)	1., 2., 3., 5. 1., 2., 3., 5. 1., 2., 3., 8.
Eminent Domain/Inverse Condemnation (14)	<input type="checkbox"/> A7300 Eminent Domain/Condemnation Number of parcels_____	2.
Wrongful Eviction (33)	<input type="checkbox"/> A6023 Wrongful Eviction Case	2., 6.
Other Real Property (26)	<input type="checkbox"/> A6018 Mortgage Foreclosure <input type="checkbox"/> A6032 Quiet Title <input type="checkbox"/> A6060 Other Real Property (not eminent domain, landlord/tenant, foreclosure)	2., 6. 2., 6. 2., 6.
Unlawful Detainer-Commercial (31)	<input type="checkbox"/> A6021 Unlawful Detainer-Commercial (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer-Residential (32)	<input type="checkbox"/> A6020 Unlawful Detainer-Residential (not drugs or wrongful eviction)	2., 6.
Unlawful Detainer- Post-Foreclosure (34)	<input type="checkbox"/> A6020F Unlawful Detainer-Post-Foreclosure	2., 6.
Unlawful Detainer-Drugs (38)	<input type="checkbox"/> A6022 Unlawful Detainer-Drugs	2., 6.

Contract

Real Property

Unlawful Detainer

SHORT TITLE:

Sajid Veera v. Banana Republic, LLC, et al.

CASE NUMBER

	A Civil Case Cover Sheet Category No.	B Type of Action (Check only one)	C Applicable Reasons - See Step 3 Above
Judicial Review	Asset Forfeiture (05)	<input type="checkbox"/> A6108 Asset Forfeiture Case	2., 6.
	Petition re Arbitration (11)	<input type="checkbox"/> A6115 Petition to Compel/Confirm/Vacate Arbitration	2., 5.
	Writ of Mandate (02)	<input type="checkbox"/> A6151 Writ - Administrative Mandamus <input type="checkbox"/> A6152 Writ - Mandamus on Limited Court Case Matter <input type="checkbox"/> A6153 Writ - Other Limited Court Case Review	2., 8. 2. 2.
	Other Judicial Review (39)	<input type="checkbox"/> A6150 Other Writ /Judicial Review	2., 8.
Provisionally Complex Litigation	Antitrust/Trade Regulation (03)	<input type="checkbox"/> A6003 Antitrust/Trade Regulation	1., 2., 8.
	Construction Defect (10)	<input type="checkbox"/> A6007 Construction Defect	1., 2., 3.
	Claims Involving Mass Tort (40)	<input type="checkbox"/> A6006 Claims Involving Mass Tort	1., 2., 8.
	Securities Litigation (28)	<input type="checkbox"/> A6035 Securities Litigation Case	1., 2., 8.
	Toxic Tort Environmental (30)	<input type="checkbox"/> A6036 Toxic Tort/Environmental	1., 2., 3., 8.
	Insurance Coverage Claims from Complex Case (41)	<input type="checkbox"/> A6014 Insurance Coverage/Subrogation (complex case only)	1., 2., 5., 8.
Enforcement of Judgment	Enforcement of Judgment (20)	<input type="checkbox"/> A6141 Sister State Judgment	2., 9.
		<input type="checkbox"/> A6160 Abstract of Judgment	2., 6.
		<input type="checkbox"/> A6107 Confession of Judgment (non-domestic relations)	2., 9.
		<input type="checkbox"/> A6140 Administrative Agency Award (not unpaid taxes)	2., 8.
		<input type="checkbox"/> A6114 Petition/Certificate for Entry of Judgment on Unpaid Tax	2., 8.
		<input type="checkbox"/> A6112 Other Enforcement of Judgment Case	2., 8., 9.
Miscellaneous Civil Complaints	RICO (27)	<input type="checkbox"/> A6033 Racketeering (RICO) Case	1., 2., 8.
	Other Complaints (Not Specified Above) (42)	<input type="checkbox"/> A6030 Declaratory Relief Only	1., 2., 8.
		<input type="checkbox"/> A6040 Injunctive Relief Only (not domestic/harassment)	2., 8.
<input type="checkbox"/> A6011 Other Commercial Complaint Case (non-tort/non-complex)		1., 2., 8.	
<input type="checkbox"/> A6000 Other Civil Complaint (non-tort/non-complex)		1., 2., 8.	
Miscellaneous Civil Petitions	Partnership Corporation Governance (21)	<input type="checkbox"/> A6113 Partnership and Corporate Governance Case	2., 8.
	Other Petitions (Not Specified Above) (43)	<input type="checkbox"/> A6121 Civil Harassment	2., 3., 9.
<input type="checkbox"/> A6123 Workplace Harassment		2., 3., 9.	
<input type="checkbox"/> A6124 Elder/Dependent Adult Abuse Case		2., 3., 9.	
<input type="checkbox"/> A6190 Election Contest		2.	
<input type="checkbox"/> A6110 Petition for Change of Name		2., 7.	
<input type="checkbox"/> A6170 Petition for Relief from Late Claim Law		2., 3., 4., 8.	
<input type="checkbox"/> A6100 Other Civil Petition		2., 9.	

SHORT TITLE: <p style="text-align: center;">Sajid Veera v. Banana Republic, LLC, et al.</p>	CASE NUMBER
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Item III. Statement of Location: Enter the address of the accident, party's residence or place of business, performance, or other circumstance indicated in Item II., **Step 3** on Page 1, as the proper reason for filing in the court location you selected.

<p>REASON: Check the appropriate boxes for the numbers shown under Column C for the type of action that you have selected for this case.</p> <p><input checked="" type="checkbox"/>1. <input type="checkbox"/>2. <input checked="" type="checkbox"/>3. <input type="checkbox"/>4. <input type="checkbox"/>5. <input type="checkbox"/>6. <input type="checkbox"/>7. <input type="checkbox"/>8. <input type="checkbox"/>9. <input type="checkbox"/>10.</p>	<p>ADDRESS:</p> <p>Numerous retail locations in Los Angeles, including the following:</p> <p>1202 Third Street Promenade</p>			
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%; padding: 2px;">CITY: Santa Monica</td> <td style="width:20%; padding: 2px;">STATE: CA</td> <td style="width:50%; padding: 2px;">Z P CODE: 90401</td> </tr> </table>	CITY: Santa Monica	STATE: CA	Z P CODE: 90401	
CITY: Santa Monica	STATE: CA	Z P CODE: 90401		

Item IV. Declaration of Assignment: I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that the above-entitled matter is properly filed for assignment to the Los Angeles County courthouse in the Stanley Mosk District of the Superior Court of California, County of Los Angeles [Code Civ. Proc., § 392 et seq., and Local Rule 2.0, subds. (b), (c) and (d)].

Dated: April 1, 2014


 (SIGNATURE OF ATTORNEY/FILING PARTY)

PLEASE HAVE THE FOLLOWING ITEMS COMPLETED AND READY TO BE FILED IN ORDER TO PROPERLY COMMENCE YOUR NEW COURT CASE:

1. Original Complaint or Petition.
2. If filing a Complaint, a completed Summons form for issuance by the Clerk.
3. Civil Case Cover Sheet, Judicial Council form CM-010.
4. Civil Case Cover Sheet Addendum and Statement of Location form, LACIV 109, LASC Approved 03-04 (Rev. 03/11).
5. Payment in full of the filing fee, unless fees have been waived.
6. A signed order appointing the Guardian ad Litem, Judicial Council form CIV-010, if the plaintiff or petitioner is a minor under 18 years of age will be required by Court in order to issue a summons.
7. Additional copies of documents to be conformed by the Clerk. Copies of the cover sheet and this addendum must be served along with the summons and complaint, or other initiating pleading in the case.

04/02/2014