

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MORY CAMARA, on behalf of himself, individually,
and on behalf of all others similarly-situated,

Plaintiff,

-against-

A&P PARKING CORP., and MUHAMMAD ARIF,
individually, and PIRZADA UDDIN, individually,

Defendants.

Docket No.: 1:17-cv-02187 (GBD)

COURT AUTHORIZED NOTICE OF LAWSUIT

If you worked for A&P PARKING CORP. (“A&P Parking”) and/or MUHAMMAD ARIF, individually, and/or PIRZADA UDDIN, (collectively as “Defendants”), at any time between March 27, 2014 and the present, ***please read this Notice.***

*Important: You are NOT being sued. This Notice is NOT a solicitation from a lawyer.
The Court authorized this Notice.*

- Plaintiff, Mory Camara, is a former employee of Defendants’ parking garages, where he worked as a parking attendant.
- Plaintiff brought this lawsuit against Defendants on behalf of himself and all other current and former employees who worked for Defendants as parking attendants at any time between March 27, 2014 and the present. Plaintiff claims that he worked in excess of forty hours per week and that Defendants did not pay him for all hours worked in excess of forty per week at the legal overtime rate, in violation of the Fair Labor Standards Act and New York law. Defendants deny any wrongdoing and maintain that they paid all of their employees in accordance with federal and New York law.
- The Court has authorized the parties to send out this Notice. The Court has not decided who is right or who is wrong.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS LAWSUIT	
ASK TO BE INCLUDED	If you choose to be included in this collective action, you must complete the consent form at the end of this Notice. You may then share in any proceeds from a settlement or judgment if those bringing the claims are successful, but you give up any rights to separately sue the Defendants for the same legal claims asserted in this lawsuit.
DO NOTHING	By doing nothing, you will not be included in this lawsuit.

1. Why did I get this notice?

You are getting this notice because Defendants’ records show that you may have worked for them at some point between March 27, 2014 and the present, in a job similar to the one held by Plaintiff.

2. What is a collective action and who is involved?

Plaintiff alleges that Defendants’ compensation practices violated federal and New York law.

In a collective action lawsuit, one or more persons can bring a lawsuit on behalf of others who have similar claims. The individual who brought this lawsuit is called the Plaintiff. The corporate entity and individuals that are being sued are called the Defendants. One court resolves the issues for everyone who decides to join the case.

Defendants deny any wrongdoing and/or liability and maintain that all of their employees were paid in accordance with federal and New York law.

3. What is the purpose and effect of this notice?

This notice is for the sole purpose of determining those persons who wish to be involved in this case.

If you elect to join this proceeding, you may share in any settlement or judgment if the Plaintiff is successful. There are no assurances that any recovery will be awarded.

You should be aware that a claim under the FLSA must be brought within two years of the date the claim accrues, unless you can prove that your employer’s violation was “willful,” in which case the claim must be brought within three years.

4. How do I join this collective action lawsuit?

To participate in this lawsuit, you need to fill out the enclosed form called “Consent to Join Lawsuit” and mail it in the enclosed, postage-paid envelope to Plaintiff’s Counsel, Borrelli & Associates, P.L.L.C. Should the enclosed envelope be lost or misplaced, the Consent to Join form must be sent to:

Borrelli & Associates, P.L.L.C.
1010 Northern Boulevard, Suite 328
Great Neck, New York 11021
Tel: (516) 248-5550

You can also fax the Consent to Join form to (516) 248-6027 or scan and email it to mjb@employmentlawyernewyork.com

If your signed Consent to Join form is not filed with the Court by October 23, 2017, you may not be allowed to participate in this lawsuit.

5. If I choose to join this lawsuit, will I have to participate in any legal proceedings?

If you choose to join this lawsuit, you may be required to testify at a deposition, provide information, produce documents, respond to written questions and testify at trial. For this reason, if you join the lawsuit, you should preserve all documents relating to your employment with the Defendants currently in your possession. If you elect to have an attorney, then your attorney will assist you with these requirements.

6. What happens if I do nothing at all or elect not to participate?

If you do not wish to be part of this lawsuit, you should do nothing. If you do not join the lawsuit, you will not be part of the case in any way and you will not be bound by or affected by the result, whether favorable or unfavorable. Your decision not to join this lawsuit will not affect your right to bring a similar case on your own in the future. The limitations period on your claim continues to run.

7. Can I participate in this collective action lawsuit regardless of my immigration status?

Yes. You have a right to participate in this Lawsuit regardless of your immigration status.

8. If I join, will there be any impact on my employment?

No. Federal law prohibits Defendants from discharging or in any other manner retaliating against you because you join this case or have in any other way exercised your rights under federal law.

9. Do I have a lawyer in this case?

Plaintiff is represented by Borrelli & Associates, P.L.L.C. If you choose to join this Lawsuit, Borrelli & Associates, P.L.L.C. will represent you on a contingency fee basis, meaning that you will not owe any attorneys’ fees unless Plaintiff is successful and wins the case or obtains a settlement, in which case the Court will determine the amount of attorneys’ fees to be paid.

You do not have to be represented by Borrelli & Associates, P.L.L.C. and may instead hire another attorney of your choosing, at your own expense, or represent yourself *pro se* without the assistance of a lawyer. If you intend to retain your own lawyer or to represent yourself, you should indicate this on the “Consent to Join Lawsuit” form. If you send back your form but do not indicate that you intend to retain your own lawyer or to represent yourself, the Court will assume that you want Borrelli & Associates, P.L.L.C. to represent you.

10. To Join the Lawsuit and Not Be Represented by Plaintiff’s Counsel.

You may join this lawsuit by representing yourself or by retaining an attorney of your own choosing. To do so, you or your attorney must file the appropriate documents with the Clerk of Court listing the name and docket number of this case: *Mory Camara v. A&P Parking Corp., Muhammad Arif, and Pirzada Uddin*, 17-CV-02187 (GBD). The address of the Court is: United States District Court for the Southern District of New York, 500 Pearl Street, New York, New York 11722.

11. This Notice has been authorized by the Court

This notice and its contents have been authorized by District Judge George B. Daniels of the United States District Court for the Southern District of New York, located in New York, New York.

The Court has not decided whether anyone is owed anything in this lawsuit, and the Court is not endorsing the merits of the lawsuit or advising you to participate in this lawsuit. You are under no legal obligation to respond to this notice.

If you have any questions, you may contact Plaintiff’s attorneys, Borrelli & Associates, P.L.L.C, by telephone at (516) 248-5550 or in writing at Borrelli & Associates, P.L.L.C, 1010 Northern Boulevard, Suite 328, Great Neck, New York 11021, or by email at mjb@employmentlawyernewyork.com.

PLEASE DO NOT WRITE OR CALL THE COURT OR THE CLERK OF THE COURT ABOUT THIS NOTICE.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MORY CAMARA, on behalf of himself, individually,
and on behalf of all others similarly-situated,

Plaintiff,

-against-

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individually, and PIRZADA UDDIN, individually,

Defendants.

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IF YOU RECEIVED THIS FORM AND WANT TO JOIN THIS LAWSUIT, PLEASE COMPLETE THESE TWO STEPS:

1. COMPLETE AND SIGN THIS CONSENT TO JOIN LAWSUIT FORM; AND
2. USE THE ENCLOSED ENVELOPE TO RETURN THIS FORM TO THE ADDRESS BELOW NOT LATER THAN OCTOBER 23, 2017.

Borrelli & Associates, P.L.L.C.
1010 Northern Blvd., Suite 328
Great Neck, New York 11021

You can also fax the Consent to Join form to
(516) 248-6027 or scan and email it to
mjb@employmentlawyernewyork.com

I consent to join the collective action; and I elect to be represented by [choose ONE]:

___ Borrelli & Associates, P.L.L.C.
I authorize Plaintiff Mory Camara and
Borrelli & Associates, P.L.L.C. to act
on my behalf in all matters relating to
this action, including any settlement of
my claim.

___ Another attorney of my choosing, who shall
promptly file a notice of appearance on my
behalf.

___ Myself *pro se* without the assistance of an
attorney.

If you do not select any of the representation options above but send back your form to Borrelli & Associates, P.L.L.C., you will automatically be represented by Plaintiff's lawyers, Borrelli & Associates, P.L.L.C. Moreover, failure to select a representation option above will authorize Mory Camara and Borrelli & Associates, P.L.L.C. to act on your behalf in all matters relating to this action, including any settlement of your claims. You are permitted to proceed with alternative counsel of your own choosing at your own expense or to represent yourself *pro se* without the assistance of an attorney.

SIGNATURE

PRINT NAME

Address

City, State, Zip Code

Telephone Number

Email Address

Start Date of Employment

End Date of Employment