

EXHIBIT A

Filing # 58518096 E-Filed 06/30/2017 03:55:40 PM

FORM 1.997. CIVIL COVER SHEET

The civil cover sheet and the information contained in it neither replace nor supplement the filing and service of pleadings or other documents as required by law. This form must be filed by the plaintiff or petitioner for the use of the Clerk of Court for the purpose of reporting judicial workload data pursuant to section 25.075, Florida Statutes. (See instructions for completion.)

I. CASE STYLE

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT,
IN AND FOR MIAMI-DADE COUNTY, FLORIDA

Case No.: _____
Judge: _____

Liza Praman
Plaintiff

vs.

Astor EB-5 LLC, David J. Hart
Defendant

II. TYPE OF CASE

- Condominium
- Contracts and indebtedness
- Eminent domain
- Auto negligence
- Negligence – other
 - Business governance
 - Business torts
 - Environmental/Toxic tort
 - Third party indemnification
 - Construction defect
 - Mass tort
 - Negligent security
 - Nursing home negligence
 - Premises liability – commercial
 - Premises liability – residential
- Products liability
- Real Property/Mortgage foreclosure
 - Commercial foreclosure \$0 - \$50,000
 - Commercial foreclosure \$50,001 - \$249,999
 - Commercial foreclosure \$250,000 or more
 - Homestead residential foreclosure \$0 – 50,000
 - Homestead residential foreclosure \$50,001 - \$249,999
 - Homestead residential foreclosure \$250,000 or more
 - Non-homestead residential foreclosure \$0 - \$50,000
 - Non-homestead residential foreclosure \$50,001 - \$249,999

- Non-homestead residential foreclosure \$250,00 or more
- Other real property actions \$0 - \$50,000
- Other real property actions \$50,001 - \$249,999
- Other real property actions \$250,000 or more
- Professional malpractice
 - Malpractice – business
 - Malpractice – medical
 - Malpractice – other professional
- Other
 - Antitrust/Trade Regulation
 - Business Transaction
 - Circuit Civil - Not Applicable
 - Constitutional challenge-statute or ordinance
 - Constitutional challenge-proposed amendment
 - Corporate Trusts
 - Discrimination-employment or other
 - Insurance claims
 - Intellectual property
 - Libel/Slander
 - Shareholder derivative action
 - Securities litigation
 - Trade secrets
 - Trust litigation

COMPLEX BUSINESS COURT

This action is appropriate for assignment to Complex Business Court as delineated and mandated by the Administrative Order. Yes No

- III. **REMEDIES SOUGHT** (check all that apply):
 - Monetary;
 - Non-monetary declaratory or injunctive relief;
 - Punitive

IV. **NUMBER OF CAUSES OF ACTION:** ()
(Specify)

2

V. **IS THIS CASE A CLASS ACTION LAWSUIT?**
 Yes
 No

VI. **HAS NOTICE OF ANY KNOWN RELATED CASE BEEN FILED?**
 No
 Yes – If “yes” list all related cases by name, case number and court:

VII. **IS JURY TRIAL DEMANDED IN COMPLAINT?**
 Yes
 No

I CERTIFY that the information I have provided in this cover sheet is accurate to the best of my knowledge and belief, and that I have read and will comply with the requirements of Florida Rule of Judicial Administration 2.425.

Signature s/ Anthony M Georges-Pierre FL Bar No.: 533637
Attorney or party (Bar number, if attorney)

Anthony M Georges-Pierre 06/30/2017
(Type or print name) Date

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IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: _____

LIZA PRAMAN,

Plaintiff(s),

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,

Defendant(s),

_____ /

COMPLAINT

Plaintiff LIZA PRAMAN, and other similarly situated individuals, by and through the undersigned counsel, hereby sues Defendants, ASTOR EB-5 LLC, a Florida Limited Liability Company, and DAVID J. HART, individually, collectively ("Defendants"), and in support avers as follows:

GENERAL ALLEGATIONS

1. This is an action by the Plaintiff for damages exceeding \$15,000 excluding attorneys' fees or costs for unpaid wages under the Fair Labor Standards Act, 29 U.S.C. §§ 201-219 ("FLSA").
2. This Court has jurisdiction over Plaintiff's FLSA claims pursuant to the 29 U.S.C. § 216.
3. Plaintiff was at all times relevant to this action, resident of Miami-Dade County Florida, within the jurisdiction of this Honorable Court. Plaintiff is covered employee for purposes of the FLSA.

4. Defendant, ASTOR EB-5 LLC, a Florida Limited Liability Company, located in Miami-Dade County, Florida where Plaintiff worked for Defendant and at all times material hereto was and is engaged in interstate commerce.
5. Defendant, DAVID J. HART, is a corporate officer of ASTOR EB-5 LLC and excersized operational control over the activities of Corporate Defendant, of ASTOR EB-5 LLC.
6. Venue is proper in Miami-Dade County because all of the actions that form the basis of this Complaint occurred within Miami-Dade County and payment was due in Miami-Dade County.
7. Declaratory, injunctive, legal and equitable relief sought pursuant to the laws set forth above together with attorneys' fees, costs and damages.
8. All conditions precedent for the filing of this action before this Court have been previously met, including the exhaustion of all pertinent administrative procedures and remedies.

FACTUAL ALLEGATIONS COMMON TO ALL COUNTS

9. Plaintiff was working for Defendants from on or about February 8, 2016 through on or about April 6, 2017.
10. Plaintiff was a non-exempt employee, by virtue of the way Plaintiff was paid and/or Plaintiffs duties.
11. Throughout Plaintiff's employment, Plaintiff has worked in excess of forty (40) hours per week.
12. Plaintiff was not being paid at the proper overtime rate for all hours worked in excess of forty (40) each week, as proscribed by the laws of the United States and the State of Florida.

13. Throughout Plaintiff's employment with Defendant, Plaintiff had worked overtime hours each week for which she was not paid 1.5 times her regular rate as provided by the FLSA.

COUNT I
Wage & Hour Federal Statutory Violation against
ASTOR EB-5 LLC

14. Plaintiff re-adopts each and every factual allegation as stated in paragraphs 1 through 13 of this complaint as if set out in full herein.
15. This action is brought by Plaintiff to recover from Defendant unpaid overtime wage compensation, as well as an additional amount as liquidated damages, costs, and reasonable attorney's fees under the provisions of 29 U.S.C. § 201 *et seq.*
16. Jurisdiction is conferred on this Court by Title 29 U.S.C. § 216(b).
17. At all times pertinent to this Complaint, Defendant operated as an organization which sells and/or markets its services and/or goods to customers from throughout the United States and also provides its services for goods sold and transported from across state lines of other states, and the Defendant obtains and solicits funds from non-Florida sources, accepts funds from non-Florida sources, uses telephonic transmissions going over state lines to do its business, transmits funds outside the State of Florida, and otherwise regularly engages in interstate commerce, particularly with respect to its employees.
18. Upon information and belief, at all times material hereto, Defendant's annual gross revenue exceeded \$500,000 per annum on its own. To the extent that Defendant operated as part of a joint enterprise, it did so with corporate entities that performed related activities, under the common control of the individual Defendants, and for common business purposes related to the work performed by Plaintiff for Defendant.

19. By reason of the foregoing, the Defendant is and was, during all times hereafter mentioned, an enterprise engaged in commerce or in the production of goods for commerce as defined in §§ 3 (r) and 3(s) of the FLSA, 29 U.S.C. § 203(r) and 203(s). Defendant's business activities involve those to which the Fair Labor Standards Act applies. The Plaintiff's work for the Defendant likewise affects interstate commerce.
20. Plaintiff seeks to recover for unpaid wages accumulated from the date of hire and/or from one (1) year from the date of the filing of this complaint.
21. Defendant knew and/or showed reckless disregard of the provisions of the FLSA concerning the payment of overtime wages as required by the Fair Labor Standards Act and remain owing Plaintiff these unpaid wages since the commencement of Plaintiff's employment with Defendant as set forth above. As such, Plaintiff is entitled to recover double damages.
22. To the extent that Defendant never posted any notice, as required by the Fair Labor Standards Act and Federal Law, to inform employees of their federal rights to overtime and minimum wage payments, the statute of limitations for Plaintiff's FLSA claims is equitably tolled. *See, e.g., Cruz v. Maypa*, 773 F.3d 138, 147 (4th Cir. 2014) (extending failure-to-post tolling in the ADEA context to the FLSA); *Yu G. Ke v. Saigon Grill, Inc.*, 595 F. Supp. 2d 240, 259 (S.D.N.Y. 2008) ("[F]ailure to provide required notice of the governing legal requirements may be a sufficient basis for tolling."); *Kamens v. Summit Stainless, Inc.*, 586 F. Supp. 324, 328 (E.D. Pa. 1984) ("An employer's failure to post a statutorily required notice of this type tolls the running of any period of limitations.").

WHEREFORE, Plaintiff respectfully prays for the following relief against Defendant:

- A. Adjudge and decree that Defendant has violated the FLSA and has done so willfully, intentionally and with reckless disregard for Plaintiff's rights;

- B. Award Plaintiff actual damages in the amount shown to be due for unpaid overtime wage compensation for hours worked in excess of forty (40) weekly, with interest;
- C. Award Plaintiff an equal amount in double damages/liquidated damages;
- D. Award Plaintiff the costs of this action, together with a reasonable attorneys' fees; and Grant Plaintiff such additional relief as the Court deems just and proper under the circumstances.

COUNT II

***Wage & Hour Federal Statutory Violation against
DAVID J. HART***

- 23. Plaintiffs re-adopts each and every factual allegation as stated in paragraphs 1 through 24 of this complaint as if set out in full herein.
- 24. At the times mentioned, Defendant was, and is now, a corporate officer of corporate Defendant, ASTOR EB-5 LLC.
- 25. Defendant was an employer of Plaintiff within the meaning of Section 3(d) of the "Fair Labor Standards Act" [29 U.S.C. § 203(d)], in that this individual Defendant acted directly in the interests of Defendant employer in relation to the employees of Defendant employer, including Plaintiffs.
- 26. Defendant had operational control of the business and is thus jointly liable for Plaintiffs' damages.
- 27. Defendant willfully and intentionally refused to properly pay Plaintiffs' wages as required by the law of the United States as set forth above and remains owing Plaintiff these wages since the commencement of Plaintiffs' employment with Defendant as set forth above.

WHEREFORE, Plaintiff respectfully prays for the following relief against Defendant:

- A. Adjudge and decree that Defendant has violated the FLSA and has done so willfully, intentionally and with reckless disregard for Plaintiffs' rights;
- B. Award Plaintiffs actual damages in the amount shown to be due for unpaid overtime wage compensation for hours worked in excess of forty (40) weekly, with interest;
- C. Award Plaintiffs an equal amount in double damages/liquidated damages;
- D. Award Plaintiffs the costs of this action, together with a reasonable attorneys' fees; and
- E. Grant Plaintiffs such additional relief as the Court deems just and proper under the circumstances.

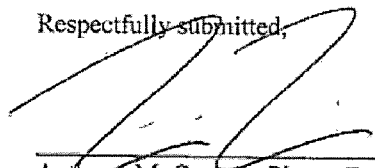
JURY DEMAND

Plaintiff demands trial by jury of all issues triable as of right by jury.

Dated: 6/30/17

Respectfully submitted,

Doc # 115578



Anthony M. Georges-Pierre, Esq.
 Florida Bar No. 533637
REMER & GEORGES-PIERRE, PLLC
 44 West Flagler St., Suite 2200
 Miami, FL 33130
 Telephone: 305-416-5000
 Facsimile: 305-416-5005
agp@rgpattoorneys.com
apetisco@rgpattoorneys.com
rregueiro@rgpattoorneys.com
pn@rgpattoorneys.com

Filing # 58596991 E-Filed 07/05/2017 12:51:07 PM

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: 2017-015904-1A-01

LIZA PRAMAN,
Plaintiff(s),

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,

Defendant(s),

SUMMONS IN A CIVIL CASE

ASTOR EB-5 LLC
956 Washington Avenue
Miami Beach, FL 33139

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

ANTHONY M. GEORGES-PIERRE, ESQ.
REMER & GEORGES-PIERRE, PLLC.
44 WEST FLAGLER STREET, STE. 2200
MIAMI, FL 33130

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

CLERK DATE

(BY) DEPUTY CLERK

Filing # 58596991 E-Filed 07/05/2017 12:51:07 PM

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: 2017-015904-17-01

LIZA PRAMAN,

Plaintiff(s),

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,

Defendant(s),

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ASTOR EB-5 LLC
956 Washington Avenue
Miami Beach, FL 33139

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44 WEST FLAGLER STREET, STE. 2200
MIAMI, FL 33130

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7/6/2017

CLERK

DATE

Maribel Garcia 309876

(BY) DEPUTY CLERK



Filing # 59171238 E-Filed 07/18/2017 02:45:30 PM

RETURN OF SERVICE

State of Florida

County of Miami-Dade

Circuit Court

Case Number: 2017-015904-CA-01

Plaintiff:

LIZA PRAMAN

vs.

Defendant:

ASTOR EB-5 LLC AND DAVID J. HART

For:

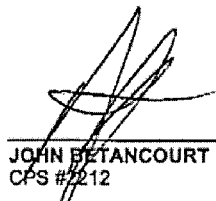
Anthony M. Georges-Pierre
REMER & GEORGES-PIERRE, PLLC
44 W. Flagler Street
Ste 2200
Miami, FL 33130

Received by OJF SERVICES, INC. on the 12th day of July, 2017 at 3:59 pm to be served on ASTOR EB-5 LLC, 956 WASHINGTON AVE, MIAMI BEACH, FL 33139.

I, JOHN BETANCOURT, do hereby affirm that on the 15th day of July, 2017 at 3:00 pm, I:

CORPORATE: served by delivering a true copy of the **SUMMONS AND COMPLAINT** with the date and hour of service endorsed thereon by me, to: **ROSA GRANADOS** as **FRONT DESK/AUTHORIZED AGENT** of **ASTOR EB-5 LLC** 956 **WASHINGTON AVE, MIAMI BEACH, FL 33139**, and informed said person of the contents therein, in compliance with Federal Rules of Civil Procedure, Florida Statute 48.081 or other state statute as applicable.

I CERTIFY THAT I AM OVER THE AGE OF 18, HAVE NO INTEREST IN THE ABOVE ACTION, AND THAT I AM A CERTIFIED PROCESS SERVER, IN GOOD STANDING, IN THE JUDICIAL CIRCUIT IN WHICH THE PROCESS WAS SERVED. *UNDER PENALTY OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE, 92.525.



JOHN BETANCOURT
CPS #212

OJF SERVICES, INC.
13727 S.W. 152nd Street
P.M.B. 354
Miami, FL 33177
(786) 293-5750

Our Job Serial Number: OJF-2017009309

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5 Filing # 58596991 E-Filed 07/05/2017 12:51:07 PM

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: 2017-015914-1A-01

LIZA PRAMAN,
Plaintiff(s).

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,

DATE: 07/15 TIME: 3:00PM
INITIALS: J, B ID#: 2212

Defendant(s).

OJF SERVICES, INC.
954.929.4215
WWW.OJFSERVICES.COM

SUMMONS IN A CIVIL CASE

ASTOR EB-5 LLC
956 Washington Avenue
Miami Beach, FL 33139

*Rosa
Granados
Front Desk Agent*

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

ANTHONY M. GEORGES-PIERRE, ESQ.
REMER & GEORGES-PIERRE, PLLC.
44 WEST FLAGLER STREET, STE. 2200
MIAMI, FL 33130

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7/6/2017

CLERK _____ DATE _____
Atahaka *flaw* 309876
(BY) DEPUTY CLERK _____



9309

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RETURN OF SERVICE

State of Florida

County of Miami-Dade

Circuit Court

Case Number: 2017-015904-CA-01

Plaintiff:
LIZA PRAMAN

vs.

Defendant:
ASTOR EB-5 LLC AND DAVID J. HART


For:
Anthony M. Georges-Pierre
REMER & GEORGES-PIERRE, PLLC
44 W. Flagler Street
Ste 2200
Miami, FL 33130

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I, JOHN BETANCOURT, do hereby affirm that on the **15th day of July, 2017 at 3:00 pm, I:**

CORPORATE: served by delivering a true copy of the **SUMMONS AND COMPLAINT** with the date and hour of service endorsed thereon by me, to: **ROSA GRANADOS** as **FRONT DESK/AUTHORIZED AGENT** of **ASTOR EB-5 LLC 956 WASHINGTON AVE, MIAMI BEACH, FL 33139**, and informed said person of the contents therein, in compliance with Federal Rules of Civil Procedure, Florida Statute 48.081 or other state statute as applicable.

I CERTIFY THAT I AM OVER THE AGE OF 18, HAVE NO INTEREST IN THE ABOVE ACTION, AND THAT I AM A CERTIFIED PROCESS SERVER, IN GOOD STANDING, IN THE JUDICIAL CIRCUIT IN WHICH THE PROCESS WAS SERVED. *UNDER PENALTY OF PERJURY, I DECLARE THAT I HAVE READ THE FOREGOING (DOCUMENT) AND THAT THE FACTS STATED IN IT ARE TRUE. 92.525.



JOHN BETANCOURT
CPS #212
OJF SERVICES, INC.
13727 S.W. 152nd Street
P.M.B. 354
Miami, FL 33177
(786) 293-5750

Our Job Serial Number: OJF-2017009309



3 Filing # 58596991 E-Filed 07/05/2017 12:51:07 PM

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: 2017-015914-CA-01

LIZA PRAMAN,
Plaintiff(s),

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,
Defendant(s),

DATE: 07/15 TIME: 3:00PM
INITIALS: J, B ID #: 7212

OJF SERVICES, INC.
954.929.4215
WWW.OJFSERVICES.COM

SUMMONS IN A CIVIL CASE

ASTOR EB-5 LLC
956 Washington Avenue
Miami Beach, FL 33139

*Rosa
Granados
Front Desk Agent*

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

ANTHONY M. GEORGES-PIERRE, ESQ.
REMER & GEORGES-PIERRE, PLLC.
44 WEST FLAGLER STREET, STE. 2200
MIAMI, FL 33130

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

7/6/2017

CLERK _____ DATE _____
Atahak *pleas* 309876
(BY) DEPUTY CLERK _____



9309

Filing # 59254254 E-Filed 07/19/2017 05:01:26 PM

IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: 2017-015904-CA-01

LIZA PRAMAN,

Plaintiff(s),

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,

Defendant(s),

_____ /

SUMMONS IN A CIVIL CASE

DAVID J. HART PA
14 NE 1st Avenue
Suite 1400
Miami, FL 33132

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY

ANTHONY M. GEORGES-PIERRE, ESQ.
REMER & GEORGES-PIERRE, PLLC.
44 WEST FLAGLER STREET, STE. 2200
MIAMI, FL 33130

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CLERK

DATE

(BY) DEPUTY CLERK

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IN THE CIRCUIT COURT OF THE
ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY,
FLORIDA

CASE NO.: 2017-015904-CA-01

LIZA PRAMAN,

Plaintiff(s),

v.

ASTOR EB-5 LLC
a Florida Limited Liability Company, and
DAVID J. HART, Individually,

Defendant(s),
_____ /

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DAVID J. HART PA
14 NE 1st Avenue
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Miami, FL 33132

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7/25/2017

CLERK _____ DATE

Natasha M. ... 30863

(BY) DEPUTY CLERK

