$_{\text{JS 44 (Rev. 4-2)}}\textbf{Case 1:22-cv-02180-AMD-SJPC Paquing $1 $$ $$ \textbf{Siled $$p$4/15/22}$ Page 1 of 2 PageID $$#: 39 $$ $$ $$$

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 do I. (a) PLAINTIFFS	ocket sheet. (SEE INSTRUC	CTIONS ON NEXT PAGE OF	THIS FO	DEFENDANTS					
Biofer S.p.A., (b) County of Residence of First Listed Plaintiff Italy (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorneys (Firm Name, Address, and Telephone Number) Greenberg Traurig, LLP				Vifor (International) AG., 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. Attorneys (If Known)					
	Avenue, New York,		+	NAENGHID OF D	DINCIP	AL DADELEG			
U.S. Government Plaintiff	ISDICTION (Place an "X" in One Box Only) ▼ 3 Federal Question (U.S. Government Not a Party)		Citize	n of This State	RINCIPA FF DEF 1	7	and One Box for incipal Place		r Plaintiff DEF 4
2 U.S. Government Defendant	4 Diversity (Indicate Citizenship of Parties in Item III)		Citize	Citizen of Another State 2 Incorporated and Principal Place of Business In Another State				5	5
Does this action include a moto show cause? Yes No	<u>"</u>			en or Subject of a eign Country] 3	3 Foreign Nation		<u> </u>	6
IV. NATURE OF SUIT			FO	DEFITIDE/DENALTV	l DA	NEDIDTOV	ОТИЕВ	STATIT	FC
TONTRACT 110 Insurance 120 Marine 130 Miller Act 140 Negotiable Instrument 150 Recovery of Overpayment & Enforcement of Judgment 151 Medicare Act 152 Recovery of Defaulted Student Loans (Excludes Veterans) 153 Recovery of Overpayment of Veteran's Benefits 160 Stockholders' Suits 190 Other Contract 195 Contract Product Liability 196 Franchise REAL PROPERTY 210 Land Condemnation 220 Foreclosure 230 Rent Lease & Ejectment 240 Torts to Land 245 Tort Product Liability 290 All Other Real Property	PERSONAL INJURY 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 Medical Malpractice CIVIL RIGHTS 440 Other Civil Rights 441 Voting 442 Employment 443 Housing/ Accommodations 445 Amer. w/Disabilities - Cher 446 Amer. w/Disabilities - Other 448 Education	PERSONAL INJURY 365 Personal Injury - Product Liability 367 Health Care/ Pharmaceutical Personal Injury Product Liability 368 Asbestos Personal Injury Product Liability PERSONAL PROPERT 370 Other Fraud 371 Truth in Lending 380 Other Personal Property Damage Product Liability PRISONER PETITIONS Habeas Corpus: 463 Alien Detainee 510 Motions to Vacate Sentence 530 General 535 Death Penalty Other: 540 Mandamus & Other 550 Civil Rights 555 Prison Condition 560 Civil Detainee - Conditions of Confinement	741 75 79	EABOR 5 Drug Related Seizure of Property 21 USC 881 0 Other Control of Pair Labor Standards Act 0 Labor/Management Relations 0 Railway Labor Act 1 Family and Medical Leave Act 0 Other Labor Litigation 1 Employee Retirement Income Security Act Control of Property 21 USC 881 0 Other Labor Litigation 1 Employee Retirement Income Security Act Control of Property 21 USC 881 0 Other Labor Litigation Actions	## 422 Aj ## 423 W ## 24 ## 423 W ## 24 ##	ppeal 28 USC 158 fithdrawal 8 USC 157 ERTY RIGHTS opyrights attent ttent - Abbreviated ew Drug Application rademark effend Trade Secrets et of 2016 AL SECURITY IA (1395ff) lack Lung (923) IWC/DIWW (405(g)) SID Title XVI SI (405(g)) RAL TAX SUITS axes (U.S. Plaintiff r Defendant) tS—Third Party 6 USC 7609	375 False 0 376 Qui Ta 3729(400 State I 410 Antitr' 430 Banks 450 Comm 460 Depor 470 Racke Corrug 480 Consu (15 U 485 Telepl Protec 490 Cable/ 850 Securi Excha 890 Other 891 Agrict 893 Enviro 895 Freedo Act 896 Arbitr 899 Admin Act/Ro Agenc 950 Consti	am (31 USC a)) Reapportion ust and Bankir userce tation teer Influen to Organizat mer Credit SC 1681 or none Consu- ction Act Sat TV ties/Commoninge Statutory A ultural Acts sommental M om of Inform	ment ng ced and tions 1692) mer odities/ cetions atters mation occdure
1^1 & 1 1	moved from 3 te Court	Remanded from Appellate Court	Reop	(specify	r District	6 Multidistr Litigation Transfer	1 1	Multidis Litigatio Direct F	n -
VI. CAUSE OF ACTIO	35 U.S.C. 271 A				tutes unless	aiversity):			
VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.			Dì	EMAND \$		CHECK YES only if demanded in complaint: JURY DEMAND:			
VIII. RELATED CASI IF ANY	E(S) (See instructions):	JUDGE			DOC	KET NUMBER			
DATE 04/45/2020		SIGNATURE OF ATTO	ORNEY C	OF RECORD	>				



Case 1:22-cv-02180 FMDFSGS TEOCHAR RBTRACTION 15/26 TEOCHAR RBTRACTION
Case is Eligible for Arbitration
I, Scott J. Bornstein, counsel for, do hereby certify that the above captioned civil action is ineligible for compulsory arbitration for the following reason(s):
✓ monetary damages sought are in excess of \$150,000, exclusive of interest and costs,
the complaint seeks injunctive relief,
the matter is otherwise ineligible for the following reason
DISCLOSURE STATEMENT - FEDERAL RULES CIVIL PROCEDURE 7.1
Identify any parent corporation and any publicly held corporation that owns 10% or more or its stocks:
Biofer S.p.A does not have any parent corporations, and no publicly held corporation owns more than 10% of Biofer S.p.A.
RELATED CASE STATEMENT (Section VIII on the Front of this Form)
Please list all cases that are arguably related pursuant to Division of Business Rule 50.3.1 in Section VIII on the front of this form. Rule 50.3.1 (a) provides that "A civil case is "related to another civil case for purposes of this guideline when, because of the similarity of facts and legal issues or because the cases arise from the same transactions or events, a substantial saving of judicial resources is likely to result from assigning both cases to the same judge and magistrate judge." Rule 50.3.1 (b) provides that "A civil case shall not be deemed "related" to another civil case merely because the civil case: (A) involves identical legal issues, or (B) involves the same parties." Rule 50.3.1 (c) further provides that "Presumptively, and subject to the power of a judge to determine otherwise pursuant to paragraph (d), civil cases shall not be deemed to be "related" unless both cases are still pending before the court."
NY-E DIVISION OF BUSINESS RULE 50.1(d)(2)
1.) Is the civil action being filed in the Eastern District removed from a New York State Court located in Nassau or Suffolk County?
2.) If you answered "no" above: a) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in Nassau or Suffol County? Yes No
b) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in the Eastern District? Yes No
c) If this is a Fair Debt Collection Practice Act case, specify the County in which the offending communication was received:
If your answer to question 2 (b) is "No," does the defendant (or a majority of the defendants, if there is more than one) reside in Nassau or Suffolk County, or, in an interpleader action, does the claimant (or a majority of the claimants, if there is more than one) reside in Nassau or Suffolk County? Yes No (Note: A corporation shall be considered a resident of the County in which it has the most significant contacts).
BAR ADMISSION
I am currently admitted in the Eastern District of New York and currently a member in good standing of the bar of this court.
Yes No
Are you currently the subject of any disciplinary action (s) in this or any other state or federal court?
Yes (If yes, please explain No

