

NOTICE OF COLLECTIVE ACTION LAWSUIT

Anderson v. Liberty Healthcare Corporation, et al., 20-3014-WB
United States District Court, Eastern District of Pennsylvania

TO: [INSERT NAME]

PLEASE READ THIS NOTICE CAREFULLY

INTRODUCTION

This Notice informs you of a collective action lawsuit seeking unpaid overtime wages under federal and Pennsylvania law on behalf of salaried Protective Services Caseworkers who worked on behalf of Liberty Healthcare Corporation. The lawsuit concerns Protective Services Caseworkers who were paid directly by Liberty Healthcare Corporation as well as those who were paid through a staffing agency called Sargent's Personnel Agency, Inc. For convenience, both companies are referred to together as "Liberty."

You have a right to participate in the lawsuit because you performed work for Liberty as a Protective Services Caseworker during the time period covered by the lawsuit.

DESCRIPTION OF THE LAWSUIT

In June 2020, a former Protective Services Caseworker named Tajanae Anderson ("Plaintiff") initiated this lawsuit, which is proceeding in the United States District Court in Philadelphia, PA and is assigned to Judge Wendy Beetlestone.

The lawsuit alleges that, under federal and state wage laws, Protective Services Caseworkers should have received overtime when they worked over 40 hours in a week. The lawsuit seeks the recovery of unpaid overtime wages, liquidated damages, attorney's fees and costs.

Liberty denies the allegations in the lawsuit and maintains that under governing law, Protective Services Caseworkers are properly classified as "exempt" employees, who are not eligible for overtime pay.

The lawsuit is in its early stages. The Federal Court has not decided who will win.

Individuals employed during any time after June 22, 2017 as Protective Services Caseworkers are eligible to join the lawsuit. According to Liberty's records, you were employed as a Protective Services Caseworker during this period.

HOW TO JOIN THE LAWSUIT

You can join the lawsuit by completing the enclosed "Consent to Become Party Plaintiff" form and returning it in the enclosed envelope to the following address:

WINEBRAKE & SANTILLO, LLC
715 Twining Road, Suite 211
Dresher, PA 19025
Fax: (215) 884-2492
Email: pwinebrake@winebrakelaw.com

Your return envelope must be postmarked by **February 1, 2021**. If you fail to meet this deadline,

you will not be allowed to participate in the lawsuit.

EFFECT OF JOINING THE LAWSUIT

If you join the lawsuit, you will be bound by the judgment of the Federal Court on all issues, including the reasonableness of any settlement. If Plaintiff wins, individuals who join the lawsuit may be eligible for a money payment. If Liberty wins, individuals who join the lawsuit will be entitled to nothing.

If you join the lawsuit, you may be required to participate in the “discovery” process by, for example, gathering and producing documents, answering some written questions under oath, and, possibly, sitting for a deposition. The law firm described below will represent you throughout the lawsuit.

RETALIATION PROHIBITED

If you join the lawsuit, federal law prohibits Liberty from retaliating against you as a result of your participation.

EFFECT OF NOT JOINING THE LAWSUIT

If you do not join the lawsuit, you will not be affected by any judgment or settlement resulting from the lawsuit, whether it is favorable or unfavorable.

YOUR LEGAL REPRESENTATION IF YOU JOIN

If you join the lawsuit, you will be represented by Winebrake & Santillo, LLC, 715 Twining Road, Suite 211, Dresher, PA 19025 (unless and until you retain your own lawyer who enters his or her appearance in the lawsuit on your behalf). The firm’s website is www.winebrakelaw.com, and its phone number is (215) 884-2491.

You are not required to pay any fees to this law firm. The firm has taken this case on a “contingency” basis. If the lawsuit is unsuccessful, the firm will receive nothing. If the lawsuit results in a recovery, the firm will ask the Judge to award legal fees separate and apart from your individual recovery.

Please call the above law firm if you have any questions or desire any additional information about the lawsuit.

THIS NOTICE HAS BEEN AUTHORIZED BY UNITED STATES DISTRICT JUDGE WENDY BEETLESTONE. THE COURT HAS TAKEN NO POSITION REGARDING THE LAWSUIT'S MERITS.