

pursued as a class action claim under Federal Rule of Civil Procedure 23.

However, Plaintiff and the Opt-Ins will continue to assert individual PMWA claims.

4. Within 14 calendar days of the Court's entry of this Order, Defendant's counsel will email to Plaintiff's counsel an Excel spreadsheet containing the name and last known mailing address of each Collective Member. This spreadsheet will be designated confidential and treated as such by the parties.

5. Within 21 calendar days of the Court's entry of this Order, Plaintiff's counsel will mail to all Collective Members finalized copies of the attached "Notice of Collective Action Lawsuit" form ("Notice Form"), the attached "Consent to Join" form ("Consent Form"), and a postage-paid return envelope bearing Plaintiff's counsel's address (together the "Notice Package"). Plaintiff's counsel will pay all postage and printing costs associated with the preparation and mailing of the Notice Packages. If any Notice Package is returned as undeliverable, Plaintiff's counsel will make all reasonable efforts to update the address information and re-send the Notice Package.

6. In order to participate in this action, a Collective Member must complete and sign his/her Consent Form and return it in an envelope postmarked on or before the deadline indicated in the Notice Package, which will be set at 45 calendar days after the initial mailing date. In addition, Consent Forms that are

emailed or faxed to Plaintiff's Counsel by such postmark deadline will be deemed timely.

7. Plaintiff's counsel will file with the Court each completed Consent Form within 5 business days of receipt.

8. Within 72 calendar days of the Court's entry of this Order, the parties will provide the Court with a proposed schedule for the remainder of this litigation.

9. Discovery is **STAYED** pending the completion of the above-described notice and opt-in process.

10. Nothing in this stipulation and order waives or is intended to waive any defenses that have been or may be asserted by Defendant in this matter

FOR PLAINTIFF:

/s/ Peter Winebrake
Peter Winebrake, Esq.
R. Andrew Santillo, Esq.
Mark J. Gottesfeld, Esq.
Winebrake & Santillo, LLC

FOR DEFENDANT:

/s/ David Renner
Sidney R. Steinberg, Esq.
David Renner, Esq.
Post & Schell, PC

SO ORDERED, this 26th day of June, 2019.



Hon. Robert D. Mariani

[insert mailing date]

NOTICE OF COLLECTIVE ACTION LAWSUIT

Robert Sheridan, et al. v. Scranton Quincy Ambulance, LLC, 3:19-cv-00479
United States District Court, Eastern District of Pennsylvania

TO: [INSERT NAME]

INTRODUCTION

This Notice tells you about a lawsuit seeking unpaid overtime wages allegedly owed to Operations Supervisors employed by Scranton Quincy Ambulance, LLC (the Company). Please read this Notice carefully.

DESCRIPTION OF THE LAWSUIT

In March 2019, an Operations Supervisor named Robert Sheridan (“Plaintiff”) started this lawsuit against the Company. Since then four additional individuals have joined the lawsuit.

The lawsuit is proceeding in the United States District Court in Scranton, PA (“the Court”) and is assigned to the Honorable Robert D. Mariani.

The lawsuit alleges that the Company violated federal and state wage laws by failing to pay overtime compensation when Operations Supervisors work over 40 hours in a week. The lawsuit seeks to recover unpaid overtime wages, liquidated damages, attorney’s fees, and costs.

The Company denies the allegations and maintains that Operations Supervisors are properly classified as employees who are “exempt” from overtime pay under federal and state wage laws.

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

Individuals employed during any time after March 15, 2016 as Operations Supervisors are eligible to join the lawsuit. According to the Company’s records, you were employed as an Operations Supervisor during this period.

**THIS NOTICE HAS BEEN AUTHORIZED BY
THE UNITED STATES DISTRICT COURT.**

**THE COURT HAS TAKEN NO POSITION REGARDING THE
MERITS OF THE CLAIMS OR DEFENSES IN THIS MATTER.**

HOW TO JOIN THE LAWSUIT

Whether or not to join the lawsuit is entirely up to you. If you wish to join, you must complete the enclosed “Consent to Join” form and return it (preferably in the enclosed

envelope) to:

Winebrake & Santillo, LLC
715 Twining Road, Suite 211
Dresher, PA 19025

Your return envelope ***must be postmarked by [insert 45 days after mailing].*** If you do not want to join the lawsuit, you do not need to do anything. 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 Court's rulings on all issues, including the reasonableness of any settlement. If Plaintiff and other employees win, you may be eligible to a money payment. If the Company wins, you will receive 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.

EFFECT OF NOT JOINING THE LAWSUIT

If you do not join the lawsuit, you will not be bound by any of the Court's rulings in the Lawsuit.

RETALIATION PROHIBITED

The Company has a policy that prohibits retaliation against persons who join lawsuits like this one. Also, federal law prohibits such retaliation.

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; Ph: 215-884-2491; Web: www.winebrakelaw.com

You are not required to pay any money to this law firm. The firm works on a "contingency" basis. If the lawsuit results in a money recovery, the firm will be paid whatever attorney's fees the Court orders or approves. Those fees will either be paid from the total recovery obtained or be paid separately by the Company. If the lawsuit is unsuccessful, the firm will receive nothing.

Please call the above law firm if you have any questions or want additional information about the lawsuit. Also, nothing prohibits you from consulting with other lawyers of your choice about the lawsuit or the information contained in this Notice.

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ROBERT SHERIDAN, *et al.*

:
: 3:19-cv-00479-RDM
:

v.

SCRANTON QUINCY AMBULANCE, LLC

:
:
:
:
:

CONSENT TO BECOME PARTY PLAINTIFF

I have read the form entitled "Notice of Collective Action Lawsuit" and consent to become a party plaintiff to this action pursuant to 29 U.S.C. § 216(b). I agree to be represented by Winebrake & Santillo, LLC (Dresher, PA). I understand that I will be bound by the rulings of the Court on all issues in this action, including the fairness of any settlement.

Signature

Date

Name (Please Print Neatly)

Address

City, State, Zip Code

Phone Number

Email Address

RETURN BY [INSERT DEADLINE] TO:

Winebrake & Santillo, LLC
715 Twining Road, Suite 211
Dresher, PA 19025