

JS 44C/SDNY
REV. 06/01/17

CIVIL COVER SHEET

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 use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS
Lubov Azria

DEFENDANTS
BCBG Max Azria Global Holdings, LLC, BCBG Max Azria Group, LLC, BCBG Max Azria Intermediate Holdings, LLC, Max Rave, LLC, and MLA Multibrand Holdings, LLC

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)
Robert J. Pfister - Klee, Tuchin, Bogdanoff & Stern LLP
1999 Avenue of the Stars, 39th Floor, Los Angeles, California 90067
(310) 407-4000

ATTORNEYS (IF KNOWN)
Joshua A. Sussberg - Kirkland & Ellis LLP
601 Lexington Avenue, New York, NY 10022
(212) 446-4800

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Appeal from Bankr. Case No. 17-10466 pursuant to 28 U.S.C. § 158 and Fed. R. Bankr. P. 8003

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

CONTRACT		PERSONAL INJURY		PERSONAL INJURY		FORFEITURE/PENALTY		BANKRUPTCY		OTHER STATUTES	
<input type="checkbox"/> 110	INSURANCE	<input type="checkbox"/> 310	AIRPLANE	<input type="checkbox"/> 367	HEALTHCARE/	<input type="checkbox"/> 625	DRUG RELATED	<input checked="" type="checkbox"/> 422	APPEAL	<input type="checkbox"/> 375	FALSE CLAIMS
<input type="checkbox"/> 120	MARINE	<input type="checkbox"/> 315	AIRPLANE PRODUCT LIABILITY	<input type="checkbox"/> 365	PHARMACEUTICAL PERSONAL INJURY/PRODUCT LIABILITY	<input type="checkbox"/> 21	SEIZURE OF PROPERTY	28	USC 158	<input type="checkbox"/> 376	QUI TAM
<input type="checkbox"/> 130	MILLER ACT	<input type="checkbox"/> 320	ASSAULT, LIBEL & SLANDER	<input type="checkbox"/> 368	ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	<input type="checkbox"/> 21	USC 881	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 400	STATE REAPPORTIONMENT
<input type="checkbox"/> 140	NEGOTIABLE INSTRUMENT	<input type="checkbox"/> 330	FEDERAL EMPLOYERS' LIABILITY	<input type="checkbox"/> 370	OTHER FRAUD	<input type="checkbox"/> 28	USC 157	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 410	ANTITRUST
<input type="checkbox"/> 150	RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	<input type="checkbox"/> 340	MARINE	<input type="checkbox"/> 371	TRUTH IN LENDING	<input type="checkbox"/> 820	COPYRIGHTS	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 430	BANKS & BANKING
<input type="checkbox"/> 151	MEDICARE ACT	<input type="checkbox"/> 345	MARINE PRODUCT LIABILITY	<input type="checkbox"/> 380	OTHER PERSONAL PROPERTY DAMAGE	<input type="checkbox"/> 830	PATENT	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 450	COMMERCE
<input type="checkbox"/> 152	RECOVERY OF DEFAULTED STUDENT LOANS (EXCL VETERANS)	<input type="checkbox"/> 350	MOTOR VEHICLE	<input type="checkbox"/> 385	PROPERTY DAMAGE	<input type="checkbox"/> 835	PATENT-ABBREVIATED NEW DRUG APPLICATION	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 460	DEPORTATION
<input type="checkbox"/> 153	RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	<input type="checkbox"/> 355	MOTOR VEHICLE	<input type="checkbox"/> 385	PROPERTY DAMAGE	<input type="checkbox"/> 840	TRADEMARK	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 460	DEPORTATION
<input type="checkbox"/> 153	RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	<input type="checkbox"/> 360	OTHER PERSONAL INJURY	<input type="checkbox"/> 385	PROPERTY DAMAGE	<input type="checkbox"/> 840	TRADEMARK	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 460	DEPORTATION
<input type="checkbox"/> 160	STOCKHOLDERS SUITS	<input type="checkbox"/> 362	PERSONAL INJURY - MED MALPRACTICE	<input type="checkbox"/> 385	PROPERTY DAMAGE	<input type="checkbox"/> 840	TRADEMARK	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 460	DEPORTATION
<input type="checkbox"/> 190	OTHER CONTRACT	<input type="checkbox"/> 440	OTHER CIVIL RIGHTS (Non-Prisoner)	<input type="checkbox"/> 510	MOTIONS TO VACATE SENTENCE	<input type="checkbox"/> 710	FAIR LABOR STANDARDS ACT	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 470	RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)
<input type="checkbox"/> 195	CONTRACT PRODUCT LIABILITY	<input type="checkbox"/> 441	VOTING	<input type="checkbox"/> 530	HABEAS CORPUS	<input type="checkbox"/> 720	LABOR/MGMT RELATIONS	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 480	CONSUMER CREDIT
<input type="checkbox"/> 196	FRANCHISE	<input type="checkbox"/> 442	EMPLOYMENT	<input type="checkbox"/> 535	DEATH PENALTY	<input type="checkbox"/> 740	RAILWAY LABOR ACT	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 480	CONSUMER CREDIT
		<input type="checkbox"/> 443	HOUSING/ ACCOMMODATIONS	<input type="checkbox"/> 540	MANDAMUS & OTHER	<input type="checkbox"/> 751	FAMILY MEDICAL LEAVE ACT (FMLA)	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 490	CABLE/SATELLITE TV
		<input type="checkbox"/> 445	AMERICANS WITH DISABILITIES - EMPLOYMENT	<input type="checkbox"/> 550	CIVIL RIGHTS	<input type="checkbox"/> 790	OTHER LABOR LITIGATION	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 850	SECURITIES/ COMMODITIES/ EXCHANGE
		<input type="checkbox"/> 446	AMERICANS WITH DISABILITIES - OTHER	<input type="checkbox"/> 555	PRISON CONDITION	<input type="checkbox"/> 791	EMPL RET INC SECURITY ACT (ERISA)	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 890	OTHER STATUTORY ACTIONS
		<input type="checkbox"/> 448	EDUCATION	<input type="checkbox"/> 560	CIVIL DETAINEE CONDITIONS OF CONFINEMENT	<input type="checkbox"/> 870	TAXES (U.S. Plaintiff or Defendant)	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 891	AGRICULTURAL ACTS
				<input type="checkbox"/> 560	CIVIL DETAINEE CONDITIONS OF CONFINEMENT	<input type="checkbox"/> 871	IRS-THIRD PARTY	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 893	ENVIRONMENTAL MATTERS
						<input type="checkbox"/> 871	IRS-THIRD PARTY	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 895	FREEDOM OF INFORMATION ACT
						<input type="checkbox"/> 871	IRS-THIRD PARTY	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 896	ARBITRATION
						<input type="checkbox"/> 871	IRS-THIRD PARTY	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 899	ADMINISTRATIVE PROCEDURE ACT/REVIEW OF APPEAL OF AGENCY DECISION
						<input type="checkbox"/> 871	IRS-THIRD PARTY	<input type="checkbox"/> 423	WITHDRAWAL	<input type="checkbox"/> 950	CONSTITUTIONALITY OF STATE STATUTES
						<input type="checkbox"/> 871	IRS-THIRD PARTY	<input type="checkbox"/> 423	WITHDRAWAL		

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y. AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13? IF SO, STATE:

DEMAND \$ _____ OTHER _____ JUDGE _____ DOCKET NUMBER _____

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32)

(PLACE AN X IN ONE BOX ONLY)

ORIGIN

- 1 Original Proceeding
- 2 Removed from State Court
- 3 Remanded from Appellate Court
- 4 Reinstated or Reopened
- 5 Transferred from (Specify District)
- 6 Multidistrict Litigation (Transferred)
- 7 Appeal to District Judge from Magistrate Judge
- a. all parties represented
- b. At least one party is pro se.
- 8 Multidistrict Litigation (Direct File)

(PLACE AN X IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

- 1 U.S. PLAINTIFF
- 2 U.S. DEFENDANT
- 3 FEDERAL QUESTION (U.S. NOT A PARTY)
- 4 DIVERSITY

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	PTF [] 1	DEF [] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	PTF [] 3	DEF [] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	PTF [] 5	DEF [] 5
CITIZEN OF ANOTHER STATE	[] 2	[] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] 4	[] 4	FOREIGN NATION	[] 6	[] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Lubov Azria
 c/o Robert J. Pfister
 Klee, Tuchin, Bogdanoff & Stern LLP
 1999 Avenue of the Stars, 39th Floor
 Los Angeles, California 90067

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

BCBG Max Azria Global Holdings, LLC, BCBG Max Azria Group, LLC, BCBG Max Azria Intermediate Holdings, LLC, Max Rave, LLC, and MLA Multibrand Holdings, LLC
 c/o Joshua A. Sussberg
 Kirkland & Ellis LLP
 601 Lexington Avenue, New York, NY 10022

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN

DATE 08/15/2017 SIGNATURE OF ATTORNEY OF RECORD

Robert J. Pfister

ADMITTED TO PRACTICE IN THIS DISTRICT
 NO
 YES (DATE ADMITTED Mo. Nov. Yr. 2003)
 Attorney Bar Code # 4168043

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)