



APRIL 4, 2014

## COMMUNICATIONS QUICK FACTS

Nearly 20 attorneys experienced in communications issues including:

- former FCC attorneys
- former state public utilities attorneys

Two attorneys recognized as “among the top 25 privacy experts” *Computerworld*

Authors of the Communications and Cyber Security chapter of LexisNexis®’ *The Homeland Security Deskbook: Private Sector Impacts of the Defense Against Terrorism*

## HONORS AND AWARDS

Ranked in 2011 *U.S. News-Best Lawyers “Best Law Firms”*

*A SmartCEO Magazine* Legal Elite

## VENABLE SNAPSHOT

More than 600 lawyers in nine offices

*American Lawyer’s* AmLaw 100

94 practice groups ranked, “Best Law Firms” *U.S. News & World Report-Best Lawyers* 2012-2013

76 attorneys and 29 practice areas ranked, *Chambers USA* 2013

Counsel to 38 of the Fortune 100

## QUICK LINK

[Communications Practice](#)

**PLAINTIFFS:** ERIC MILLER, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED

**DEFENDANTS:** EDSOUP.COM LLC; EDUTREK LLC

**COURT NAME:** USDC Northern District of California, California

**CASE NUMBER:** 4:14cv1277

**FILING DATE:** 3/19/2014

**SUMMARY:** Class action for violation of the Telephone Consumer Protection Act. Defendants contacted the plaintiff on his cell phone without authorization using an automatic telephone dialing system (“ATDS”).

**PLAINTIFFS:** CRAIG CUNNINGHAM

**DEFENDANTS:** ALLIANCE SECURITY; JOHN/JANE DOES 1-10

**COURT NAME:** USDC Middle District of Tennessee, Tennessee

**CASE NUMBER:** 3:14cv769

**FILING DATE:** 3/18/2014

**SUMMARY:** Suit for violation of the Telephone Consumer Protection Act seeking \$50,000. Defendant placed “unsolicited and unwelcome telephone calls to the plaintiff’s cell phone.” The phone calls used a pre-recorded message.

**PLAINTIFFS:** CRAIG CUNNINGHAM

**DEFENDANTS:** ADDICTION INTERVENTION; JOHN/JANE DOES 1-10

**COURT NAME:** USDC Middle District of Tennessee, Tennessee

**CASE NUMBER:** 3:14cv770

**FILING DATE:** 3/18/2014

**SUMMARY:** Suit for violation of the Telephone Consumer Protection Act seeking \$50,000. Defendant placed “multiple automated phone calls with a pre-recorded message to the plaintiff’s cell phone.”

**PLAINTIFFS:** 3081 MAIN STREET LLC, AND OTHERS SIMILARLY SITUATED

**DEFENDANTS:** APPCHEK LLC

**COURT NAME:** USDC Southern District of Florida, Florida

**CASE NUMBER:** 9:14cv80388

**FILING DATE:** 3/19/2014

**SUMMARY:** Telephone Consumer Protection Act class action. Defendant sent unsolicited faxes. Further, faxes lacked legally sufficient opt-out notice.

**PLAINTIFFS:** JASON BENNETT, ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY SITUATED

**DEFENDANTS:** LIFE ALERT EMERGENCY RESPONSE INC.

**COURT NAME:** USDC Southern District of Alabama, Alabama

CASE NUMBER:1:14cv129

FILING DATE: 3/19/2014

SUMMARY: Class action complaint for violation of the Telephone Consumer Protection Act. Plaintiff says the defendant called his cell phone without prior express consent using an automatic dialing system.

PLAINTIFFS: OMAR ATEBAR ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY SITUATED

DEFENDANTS: HAWTHORNE LABS INC., A DELAWARE CORPORATION

COURT NAME: USDC Northern District of California, California

CASE NUMBER:5:14cv1285

FILING DATE: 3/20/2014

SUMMARY: Removal from Santa Clara County Superior Court in a class action for violation of the Telephone Consumer Protection Act. Plaintiff received unsolicited and un-consented text messages on his cellular phone from Circle, a mobile application created and maintained by defendant.

PLAINTIFFS: JAMES NASSIRI, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED

DEFENDANTS: GODADDY.COM, LLC

COURT NAME: USDC Central District of California, California

CASE NUMBER:2:14cv2141

FILING DATE: 3/20/2014

SUMMARY: Class action complaint for violations of the Telephone Consumer Protection Act. Plaintiff provided address and email when signing up for a website domain name. Plaintiff indicated he was not interested in receiving text messages from the defendant, but the defendant sent texts from an ATDS.

PLAINTIFFS: RYAN FINNESEY

DEFENDANTS: WINDSOR LAW PC; DOES 1-10

COURT NAME: USDC Southern District of New York, New York

CASE NUMBER:1:14CV1986

FILING DATE: 3/21/2014

SUMMARY: Violations of the Fair Debt Collection Practices ("FDCPA") and the Telephone Consumer Protection Acts ("TCPA") concerning the defendant's invasion of the plaintiff's personal privacy as part of its illegal efforts to collect a consumer debt. Defendant unlawfully placed numerous calls to the plaintiff's telephone using an ATDS.

PLAINTIFFS: SAMANTHA COTTON

DEFENDANTS: COAST2COAST MAGS INC.; VIKING MAGAZINE SERVICE INC.

Court Name: USDC Colorado, Colorado

Case Number: 1:14cv836

Filing Date: 3/21/2014

Summary: 47:0227 Telephone Consumer Protection Act. Plaintiff allegedly received a phone call on cell phone without prior express consent relating to debt collection.

PLAINTIFFS: RACHEL JOHNSON, AS A CLASS

DEFENDANTS: YAHOO! INC.

COURT NAME: USDC Northern District of Illinois, Illinois

CASE NUMBER:1:14cv2028

FILING DATE: 3/21/2014

**SUMMARY:** Telephone Consumer Protection Act suit based on the defendant's making of computerized calls to plaintiff class members, which wasted their phones' batteries and data storage capacity. Defendant sent unauthorized notifications to persons letting them know that an SMS text message had been sent to them by another Yahoo! user. This text message from Yahoo! was in addition to the actual message which the Yahoo! user intended to send.

**PLAINTIFFS:** [MONROE UMAC INC. DBA SUCCESS MARTIAL ARTS CORP.](#)

**DEFENDANTS:** [SOREN LEGAL SUPPORT CO. INC.;](#) [MICHAEL BROWN;](#) [DOES 1-10](#)

**COURT NAME:** USDC Southern District of New York, New York

**CASE NUMBER:**1:14CV2005

**FILING DATE:** 3/21/2014

**SUMMARY:** Class action arising from violations of the Telephone Consumer Protection Act ("TCPA") concerning the defendant's unlawful policy and practice of faxing unsolicited advertisements.

**PLAINTIFFS:** [KENNETH WRIGHT, ON HIS OWN BEHALF AND ON BEHALF OF OTHER SIMILARLY SITUATED PERSONS](#)

**DEFENDANTS:** [LYFT INC., A DELAWARE CORP.](#)

**COURT NAME:** USDC Western District of Washington, Washington

**CASE NUMBER:**2:14cv421

**FILING DATE:** 3/24/2014

**SUMMARY:** Violation of the Telephone Consumer Protection Act. Defendant illegally sent text message advertisements.

**PLAINTIFFS:** [KERRY O'SHEA, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED](#)

**DEFENDANTS:** [UNITEDHEALTH GROUP INCORPORATED, A MINNESOTA CORP.;](#) [DOES](#)

**COURT NAME:** USDC Central District of California, California

**CASE NUMBER:**8:14cv461

**FILING DATE:** 3/25/2014

**SUMMARY:** Removal of class action complaint for violations of the Telephone Consumer Protection Act. Complaint alleged the defendant placed calls to cell phone using an ATDS without prior express written consent.

**PLAINTIFFS:** [LAUREN MINNITI, AND OTHERS SIMILARLY SITUATED](#)

**DEFENDANTS:** [DYNASTY INTERNATIONAL MARKETING GROUP INC.;](#) [DYNASTY INTERNATIONAL PRODUCTIONS INC.;](#) [MAX KNOWLES](#)

**COURT NAME:** USDC Southern District of Florida, Florida

**CASE NUMBER:**0:14cv60760

**FILING DATE:** 3/26/2014

**SUMMARY:** Telephone Consumer Protection Act class action. Defendant used an automated dialing system to contact the plaintiff's cell phone via SMS messages.

**PLAINTIFFS:** [MELLISSA MORROW](#)

**DEFENDANTS:** [SALLIE MAE INC.](#)

**COURT NAME:** USDC Middle District of Florida - Tampa Bay, Florida

**CASE NUMBER:**2:14cv174

**FILING DATE:** 3/27/2014

**SUMMARY:** Telephone Consumer Protection Act. Defendant repeatedly called the plaintiff using an auto-dialer, seeking to collect on a debt of a person the plaintiff had cosigned a separate account with.

**PLAINTIFFS:** JOHN MOGANNAM, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED

**DEFENDANTS:** USCB INC., AKA USCB AMERICA

**COURT NAME:** USDC Central District of California, California

**CASE NUMBER:**2:14cv2413

**FILING DATE:** 3/30/2014

**SUMMARY:** Class action complaint for damages and injunctive relief pursuant to the Telephone Consumer Protection Act. Defendant received calls to cell phone that used an ATDS.

**PLAINTIFFS:** LAW OFFICES OF MAJDI Y. HIJAZIN, LTD., AS A CLASS

**DEFENDANTS:** AMERICAN REGISTRY, LLC

**COURT NAME:** USDC Northern District of Illinois, Illinois

**CASE NUMBER:**1:14cv2314

**FILING DATE:** 4/1/2014

**SUMMARY:** Telephone Consumer Protection Act and Illinois Consumer Fraud Act suit based on the defendant's sending of unsolicited fax blasts to plaintiff class members.

**PLAINTIFFS:** CATHY ROBINSON, INDIVIDUALLY AND OBO ALL OTHERS SIMILARLY SITUATED

**DEFENDANTS:** ORSINI PHARMACEUTICAL SERVICES INC.

**COURT NAME:** Cook County Circuit Court, Illinois

**CASE NUMBER:**2014 CH 5687

**FILING DATE:** 4/2/2014

**SUMMARY:** Class action complaint over the defendant's practice of repeatedly making unsolicited and unwanted telephone calls to consumers "in attempt to market and sell (its) diabetic related products and services," in violation of the Telephone Consumer Protection Act.

**PLAINTIFFS:** NICHOLAS FITZGERALD, ON BEHALF OF HIMSELF AND ALL OTHERS SIMILARLY SITUATED

**DEFENDANTS:** AMERICAN POWER & GAS LLC; AP&G HOLDINGS LLC; TOM CUMMINS

**COURT NAME:** USDC New Jersey, New Jersey

**CASE NUMBER:**14-20889

**FILING DATE:** 4/3/2014

**SUMMARY:** Class action Telephone Consumer Protection Act violation. Defendants faxed numerous, unsolicited advertisements to the plaintiff's fax machine.

**PLAINTIFFS:** MOR ZAIDERMAN, INDIVIDUALLY AND ON BEHALF OF ALL OTHERS SIMILARLY SITUATED

**DEFENDANTS:** BAY AREA CREDIT SERVICE LLC

**COURT NAME:** USDC Central District of California, California

**CASE NUMBER:**2:14cv2525

**FILING DATE:** 4/3/2014

**SUMMARY:** Class action complaint for violations of the Telephone Consumer Protection Act. Defendant placed calls to the plaintiff's cell phone number in an attempt to collect an alleged debt.