

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: Employment / Class Action

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Trevon Estes, on behalf of himself  
and all others similarly situated,

Court File No. \_\_\_\_\_

Judge: \_\_\_\_\_

Plaintiff,

**SUMMONS IN A CIVIL ACTION**

vs.

Peloton Interactive, Inc.;

Defendant.

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TO: Peloton Interactive, Inc.  
2345 Rice Street #230  
Roseville, Minnesota 55113

**1. YOU ARE BEING SUED.** The Plaintiff has started a lawsuit against you. The Plaintiff's Complaint against you is attached to this summons. Do not throw these papers away. They are official papers that affect your rights. You must respond to this lawsuit even though it may not yet be filed with the Court and there may be no court file number on this summons.

**2. YOU MUST REPLY WITHIN 21 DAYS TO PROTECT YOUR RIGHTS.** You must give or mail to the person who signed this summons a **written response** called an Answer within 21 days of the date on which you received this Summons. You must send a copy of your Answer to the person who signed this summons to the address below.

**3. YOU MUST RESPOND TO EACH CLAIM.** The Answer is your written response to the Plaintiff's Complaint. In your Answer you must state whether you agree or disagree with each paragraph of the Complaint. If you believe the Plaintiff should not be given everything asked for in the Complaint, you must say so in your Answer.

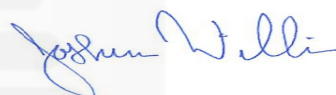
**4. YOU WILL LOSE YOUR CASE IF YOU DO NOT SEND A WRITTEN RESPONSE TO THE COMPLAINT TO THE PERSON WHO SIGNED THIS SUMMONS.** If you do not Answer within 21 days, you will lose this case. You

will not get to tell your side of the story, and the Court may decide against you and award the Plaintiff everything asked for in the complaint. If you do not want to contest the claims stated in the complaint, you do not need to respond. A default judgment can then be entered against you for the relief requested in the complaint.

**5. LEGAL ASSISTANCE.** You may wish to get legal help from a lawyer. If you do not have a lawyer, the Court Administrator may have information about places where you can get legal assistance. **Even if you cannot get legal help, you must still provide a written Answer to protect your rights or you may lose the case.**

**6. ALTERNATIVE DISPUTE RESOLUTION.** The parties may agree to or be ordered to participate in an alternative dispute resolution process under Rule 114 of the Minnesota General Rules of Practice. You must still send your written response to the Complaint even if you expect to use alternative means of resolving this dispute.

Dated: September 17, 2021



Joshua R. Williams (#389118)  
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Minneapolis, Minnesota 55408  
(612) 486-5540  
(612) 605-1944 Fax

**ATTORNEY FOR PLAINTIFF**

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

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Trevon Estes, on behalf of himself  
and all others similarly situated,

Court File No. \_\_\_\_\_

Judge: \_\_\_\_\_

Plaintiff,

vs.

**COLLECTIVE AND CLASS ACTION  
COMPLAINT**

Peloton Interactive, Inc.;

Defendant.

---

**STATEMENT OF CLAIM**

Plaintiff Trevon Estes brings this class action complaint on behalf of himself individually and all others similarly situated to recover earned wages that Defendant Peloton Interactive Inc. failed to pay its employees.

**JURISDICTION AND VENUE**

1. This action arises under Minnesota statutory law, and the Fair Labor Standards Act, 29 U.S.C. §§ 201 *et seq.* (the “FLSA”). Therefore, the Court has jurisdiction to hear this Complaint. The Court also has jurisdiction pursuant to Minn. Stat. § 484.01, *et seq.* This matter is properly venued in Ramsey County, Minnesota under Minn. Stat. § 542.01, *et seq.*, because Defendant’s registered office is in Ramsey County.

**PARTIES**

2. Plaintiff is an adult resident of Minnesota. Defendant employed between approximately September 2019 through March 2021.

3. Defendant Pelton Interactive, Inc. is a Delaware corporation in the business of providing nationwide indoor cycling training and selling indoor cycling bicycles. According to the Minneapolis Secretary of State online database, Defendant's registered office in the state of Minnesota is 2345 Rice Street #230, Roseville, Minnesota 55113.

4. Defendant has multiple locations throughout the country, including two locations in Minnesota. Defendant has a retail showroom in Bloomington, Minnesota and a warehouse in Minneapolis, Minnesota. Defendant provides various fitness products and services to customers in multiple states across the country, including Minnesota.

5. At all relevant times, Defendant has been an employer engaged in interstate commerce and/or the production of goods or services for commerce within the meaning of the FLSA.

6. At all relevant times, Defendant has had an annual gross volume of sales made or business done of more than \$500,000.

**FACTUAL ALLEGATIONS**

7. Defendant employed Plaintiff and similarly situated individuals within the relevant liability period.

8. Defendant employed Plaintiff as a Field Specialist.

9. Plaintiff's job duties included delivering and setting up indoor cycling bicycles.

10. In all workweeks relevant to this action, Plaintiff performed job duties affecting safety on motor vehicles weighing 10,000 pounds or less.

11. Such motor vehicles were not designed or used to transport more than eight passengers for compensation or otherwise; or used in transporting hazardous material.

12. At all times relevant to this action, Defendant did not pay Plaintiff on a salary basis.

13. At all times relevant to this action, Defendant paid Plaintiff on an hourly basis.

14. Plaintiff frequently worked more than 40 hours per week.

15. Plaintiff sometimes worked more than 48 hours per week.

16. As Plaintiff's paystubs reflect, Defendant failed to pay Plaintiff the overtime premium for any hours he worked over 40 hours but less than 48 hours in a workweek:

CO. FILE DEPT. CLOCK NUMBER  
TCV 004862 000227 MNWH 0000010327 1  
003-0059  
PELTON INTERACTIVE INC  
125 W 25TH STREET 11TH FLOOR  
NEW YORK, NY 10001  
Taxable Marital Status: Single  
Exemptions/Allowances:  
Federal: 0  
MN: 0

### Earnings Statement



Period Beginning: 10/21/2019  
Period Ending: 11/03/2019  
Pay Date: 11/08/2019

**TREVON L ESTES**  
**256 MARSHALL AVENUE**  
**SAINT PAUL MN 55102**

Earnings	rate	hours	this period	year to date
Regular	17.0000	93.23	1,584.91	3,822.28
<b>Gross Pay</b>			<b>\$1,584.91</b>	3,822.28

### Important Notes

COMPANY PHONE IS : (646) 868-0516

BASIS OF PAY: HOURLY

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