

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

ANIBAL MEJIAS, DENNIS MINTER,
JERRY FULLER, and JOSE PENA, on
behalf of themselves and those similarly
situated,

Plaintiffs,

vs.

GOYA FOODS, INC., ROBERT I.
UNANUE, FRANCISCO R. UNANUE,
JOSEPH PEREZ, PETER UNANUE,
DAVID KINKELA, REBECCA
RODRIGUEZ, CARLOS G. ORTIZ,
MIGUEL A LUGO, JR., CONRAD
COLON, JOHN DOES 1 - 10 (said
names being fictitious, real names
unknown), ABC COMPANIES 1 - 10
(said names being fictitious, real names
unknown),

Defendants.

Civil Action: 3:20-cv-12365-BRM-TJB

**NOTICE OF MOTION FOR LEAVE
TO AMEND PLAINTIFFS'
COMPLAINT AND REMAND THIS
MATTER TO THE SUPERIOR
COURT OF NEW JERSEY**

Electronically filed

RETURN DATE: December 7, 2020

ORAL ARGUMENT REQUESTED

PLEASE TAKE NOTICE, that on December 7, 2020 in the forenoon or as soon thereafter as counsel may be heard, the undersigned attorneys for Plaintiffs Anibal Mejias, Dennis Minter, Jerry Fuller, and Jose Pena will move for leave to file a Second Amended Class Action Complaint (“SAC” or “Complaint”), submitted herewith as Exhibit A, and to remand this matter to the Superior Court of New Jersey.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Plaintiffs rely upon the Memorandum of Law and Declaration of Alexandra K. Piazza, submitted herewith.

PLEASE TAKE FURTHER NOTICE that Plaintiffs submit herewith a proposed form of Order for the Court's convenience.

PLEASE TAKE FURTHER NOTICE that Plaintiffs request oral argument.

Dated: October 26, 2020

Respectfully submitted,

s/ Alexandra K. Piazza
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Attorneys for Plaintiffs

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CERTIFICATION OF SERVICE

Electronically filed

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I, Alexandra K. Piazza, hereby certifies as follows:

1. I am an Associate of Berger Montague PC, co-counsel for Plaintiffs Anibal Mejias, Dennis Minter, Jerry Fuller, and Jose Pena, with respect to the above-captioned matter.
2. On this date, I caused to be served via electronic filing a copy of Plaintiffs' Motion for Leave to Amend Plaintiff's Complaint and Remand this Matter to the Superior Court of New Jersey, proposed Second Amended Class

Complaint, supporting Memorandum of Law, Declaration of Alexandra K. Piazza, and proposed Order upon counsel for Defendants via the Court's ECF system.

3. I certify under penalty of perjury that the foregoing is true and correct.

Dated: October 26, 2020

s/ Alexandra K. Piazza
Alexandra K. Piazza