

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

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

Plaintiffs,

v.

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.

No. 3:20-cv-12365-BRM-TJB

**DEFENDANTS' NON-OPPOSITION TO PLAINTIFFS' MOTION
TO AMEND THE COMPLAINT**

Ryan T. Warden
Kevin P. Hishta (*pro hac vice*)
Margaret Santen (*pro hac vice*)
OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.
10 Madison Avenue, Suite 400
Morristown, New Jersey 07960
Tel: (973) 656-1600
Fax: (973) 656-1611
Email: ryan.warden@ogletree.com

Attorneys for Defendants

Defendants do not agree with the factual and jurisdictional allegations in Plaintiffs' proposed second amended complaint ("PSAC"). Nor do Defendants believe that any of the causes of action in the PSAC have merit. Indeed, Defendants have concurrently filed an opposition to Plaintiffs' motion to remand and intend to move to dismiss several of the claims in the PSAC. Nonetheless, Defendants have elected to not oppose Plaintiffs' request to file the PSAC. In doing so, Defendants expressly reserve their rights to challenge the allegations and claims in the PSAC.

Dated: November 23, 2020
Morristown, New Jersey

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

/s/ Ryan T. Warden

Ryan T. Warden
10 Madison Avenue, Suite 400
Morristown, New Jersey 07960
Telephone: (973) 656-1600
Fax: (973) 656-1611
Email: ryan.warden@ogletree.com

Attorneys for Defendants