

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

**JOHN LAMB, individually and on behalf
of all others similarly situated**

PLAINTIFF

vs.

Case No. 4:18-cv-00327-JM

PULASKI COUNTY SPECIAL SCHOOL DISTRICT

DEFENDANT

NOTICE OF RIGHT TO JOIN LAWSUIT

FROM: Mr. Thomas P. Thrash
THRASH LAW FIRM, P.A.
1101 Garland Street
Little Rock, Arkansas 72201
Telephone: (501) 374-1058
Facsimile: (501) 374-2222
E-Mail: tomthrash@thrashlawfirmmpa.com
Attorneys for Plaintiff

TO: **All Bus Drivers, Permanent Substitute Bus Drivers, and Substitute Bus Drivers who entered into a contract with the Pulaski County Special School District to perform as a Bus Driver for the District at any time on or after May 15, 2015.**

RE: Fair Labor Standards Act lawsuit against Defendant

(1) **INTRODUCTION:** The purpose of this notice is to inform you of a pending collective action lawsuit in which you may be a member as a Plaintiff; to advise you of how your rights may be affected by this suit; and to instruct you on the procedure for participating in this suit.

(2) **DESCRIPTION OF THE LAWSUIT:** Plaintiff in this case is a Bus Driver for Defendant. Plaintiff filed a lawsuit against Defendant asserting that Defendant violated federal law in failing to pay its Bus Drivers correctly.

Defendant denies Plaintiff's claims and allegations. Defendant asserts that it complied with the law and properly compensated its Bus Drivers.

The case has not been set for trial. If the case is not settled between the parties, a trial will be held at the United States District Court for the Eastern District of Arkansas in Little Rock,

Arkansas. The Court has not ruled on or decided any of the issues, including the merits of the claims or defenses.

(3) COMPOSITION OF THE CLASS: Plaintiff seeks to sue on behalf of himself and on behalf of all Bus Drivers, Permanent Substitute Bus Drivers, and Substitute Bus Drivers who were employed by Defendant at any time on or after May 15, 2015.

(4) YOUR RIGHT TO PARTICIPATE IN THIS SUIT: If you fit the definition above, you may join this suit (that is, you may “opt-in”) provided that you file or cause to be filed the attached Consent to Join Collective Action **on or before June 24, 2019**.

Additional Consent to Join forms and information regarding the specific filing requirements are available from Plaintiff’s attorney, Thomas P. Thrash, Thrash Law Firm, P.A., 1101 Garland Street, Little Rock, Arkansas 72201, (501) 374-1058, tomthrash@thrashlawfirm.com.

(5) EFFECT OF JOINING THIS SUIT: If you choose to join this suit, you will be bound by the judgment whether it is favorable or unfavorable. While the suit is proceeding you may be required to provide information, sit for depositions, and testify in court. You will not be required to pay attorneys’ fees directly. Plaintiff’s attorneys will ask the Court to approve attorneys’ fees and expenses to be paid from any money judgment or settlement entered in favor of the Class.

It is important to understand that you may be entitled to recovery just because you were employed by Defendant as a Bus Driver, Permanent Substitute Bus Driver, and/or Substitute Bus Driver on or after May 15, 2015. The Court will make a final decision about whether you are entitled to recover, and for what time period, if any, that you are entitled to recover. The Court has not yet made those decisions.

(6) EFFECT OF NOT JOINING THIS SUIT: If you choose not to join this suit, you will not be affected by the settlement of this case or any judgment, favorable or unfavorable. If you choose not to join this suit, you are free to file your own lawsuit. If, however, you do not join this suit, its filing will not stop the running of the statute of limitations (deadlines) applicable to any Fair Labor Standards Act claims you may have against Defendant within the scope of the suit. If those deadlines expire before you file your own lawsuit, you may lose your rights. Accordingly, if you desire to file your own lawsuit, you should contact an attorney to preserve whatever rights you may have.

(7) CLASS COUNSEL: If you choose to join this suit, the named Plaintiff through his attorneys will represent your interests. Plaintiff's attorneys and the attorneys for the class are:

Mr. Thomas P. Thrash
Mr. Marcus Neil Bozeman
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Mr. Lucas Rowan
Mr. Jud Kidd
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313 West Second Street
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You also have a right to hire your own attorney and pursue your potential claims individually. If you sign a Consent to Join you agree that the attorneys for the Class will represent you in the case.

(8) FURTHER INFORMATION: Further information about this suit, your rights to join in this action, information about filing a Consent to Join, and additional Consent to Join forms can be obtained by contacting Tom Thrash at (501) 374-1058 or tomthrash@thrashlawfirmmpa.com.

(9) RETALIATION PROHIBITED: The law prohibits anyone from discriminating or retaliating against you for taking part in this case. If you believe you have been discriminated or retaliated against in any way as a result of your receipt of this Notice or election to participate in this lawsuit, you should immediately contact the Clerk of the Court or your attorneys.