

APPLICATION FOR REFERRAL OF CASE TO THE COMPLEX LITIGATION DOCKET (CLD)

JD-CV-39 Rev. 4-13
Pr. Bk. Sec. 23-15, C.G.S. §§ 51-347b, 52-259

STATE OF CONNECTICUT SUPERIOR COURT - CIVIL DIVISION

www.jud.ct.gov

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CLDAPP



Instructions

1. Counsel and self-represented parties seeking to have a case referred to the Complex Litigation Docket (CLD) must supply all of the information requested below. (Failure to supply complete and accurate information may disqualify a case.)
2. **This application must be accompanied by the appropriate fee** (Section 52-259 of the Connecticut General Statutes).
3. Information that does not fit on this form should be attached on a separate sheet, numbered to correspond to the questions on the form.
4. Attorneys not excluded from e-filing must e-file this form and select "Complex Litigation Application" when naming the form in e-filing. Attorneys excluded from e-filing and self-represented parties must file the original with the appropriate fee with the Clerk in the judicial district in which the case is pending.

Note: Any objection to the transfer of this case to the CLD must be filed within 15 calendar days after the filing of this application. Attorneys not excluded from e-filing must select "Objection to Transfer to Complex Litigation" when naming the objection in e-filing. Attorneys excluded from e-filing and self-represented parties must file the objection with the Clerk in the judicial district in which the case is pending and must title it "Objection to Transfer to the Complex Litigation Docket."

The Judicial Branch of the State of Connecticut complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation in accordance with the ADA, contact a court clerk or an ADA contact person listed at www.jud.ct.gov/ADA.

I submit this application for the Court's consideration.

Name and address of applicant Kaelah M. Smith, AAG, 165 Capitol Avenue, Hartford, CT 06106		Juris number 442725	Telephone number (860) 808-5250
1. Case name (Plaintiff v. Defendant) State of Connecticut v. Reynolds Consumer Products, Inc., et al		2. Docket number HHD-CV-22-6156769	
3. Judicial District in which case is pending Hartford		4. Return date of original complaint 07/12/2022	

5. List all plaintiffs and their counsel:

Plaintiff's name	Counsel's name and address	Counsel's phone #
State of Connecticut	Kaelah M. Smith, 165 Capitol Avenue, Hartford, CT 06106	(860) 808-5250

6. List all defendants and their counsel:

Defendant's name	Counsel's name and address	Counsel's phone #
Reynolds Consumer Products, Inc.	Peregrine Rowthorn, PO Box 370496, W. Hartford, CT 06137	(860) 9223285
Reynolds Consumer Products, LLC	Kate Spelman 515 S Flower St. #3300 Los Angeles CA 90071	(213) 2392246
	Alex Smith, 515 S Flower St. # 3300 Los Angeles CA 90071	(213) 2392262

7. Indicate whether opposing counsel opposes:

- | | | |
|--|--------------------------|-------------------------------------|
| | Yes | No |
| a. referral to the CLD..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| b. transfer to the CLD location requested on this application... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

8. Briefly describe the nature of the case: (products liability, anti-trust, stockholders' action, UCC, etc.)

This is an action brought by the Attorney General on behalf of the Commissioner of the Department of Consumer Protection alleging that the Defendants' marketing and advertising of the product Hefty Recycling bags constitutes unfair and deceptive acts and practices which violate the Connecticut Unfair Trade Practices Act, Conn. Gen. Stat. § 42-110b. The State seeks injunctive relief, civil penalties and other equitable relief.

9. List any cases with which this case is consolidated:

(Note: In order to apply for CLD in unconsolidated but related cases, a separate application with fee is required for each case.)

Case name (Plaintiff v. Defendant)	Docket number	Judicial District

10. Indicate the status of the litigation:

- | | | |
|--|-------------------------------------|-------------------------------------|
| | Yes | No |
| a. pleadings closed..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| b. discovery completed..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| c. file sealed (partial/entire)..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| d. scheduled for trial — if so, when <u>07/02/2024</u>
(Date) | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| e. pretrial held..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| f. trial management conference held..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

(Continued...)

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	Yes	No	Not yet determined
g. claimed for jury trial.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. claimed for bench trial.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. class action status sought.....	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

11. Has a request or application to refer this case to the Complex Litigation Docket previously been denied? Yes No

12. What is the estimated length of trial (in days)? 4-6

13. Why should this case be referred to the CLD ?

Referral to the Complex Litigation Docket is appropriate due to the complex nature of the relief sought, the anticipated scope of discovery and the consumer protection implications. Defendants consent to the application.

14. Which CLD location is requested? (Enter order of preference.)

1 Hartford 3 Stamford 2 Waterbury

Certification

I certify that a copy of this document was mailed or delivered electronically or non-electronically on (date) 01/05/2023 to all attorneys and self-represented parties of record and that written consent for electronic delivery was received from all attorneys and self-represented parties receiving electronic delivery.

Name and address of each party and attorney that copy was mailed or delivered to*

Peregrine Z. Rowthorn, Esq.
Jepson & Rowthorn, LLP
P.O. Box 370496
West Hartford, CT 06137
perry@jeprow.com
Local Counsel

Kate T. Spelman, Esq.
Jenner & Block, LLP
515 S. Flower Street
Suite 3300
Los Angeles, CT 90071
kspelman@jenner.com
Admitted: Pro Hac Vice

Alexander M. Smith
Jenner & Block, LLP
515 S. Flower Street
Suite 3300
Los Angeles, CT 90071
asmith@jenner.com
Admitted: Pro Hac Vice

*If necessary, attach additional sheet or sheets with name and address which the copy was mailed or delivered to.

Signed (Signature of filer) ▶ Kaelah M. Smith	Print or type name of person signing Kaelah M. Smith	Date signed 01/05/2023
Mailing address (Number, street, town, state and zip code) OAG, 165 Capitol Avenue, Hartford, CT 06106		Telephone number (860) 808-5250