

IN THE CIRCUIT COURT OF THE 17th
JUDICIAL CIRCUIT IN AND FOR BROWARD
COUNTY, FLORIDA

CASE NO.

JANA PORTER

Plaintiff,

vs.

ANDA, INC.

Defendant

12 - 15373

09

COMPLAINT FOR DAMAGES

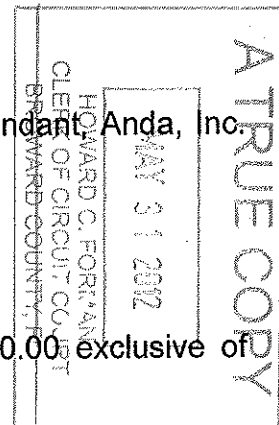
Plaintiff, Jana Porter ("Porter") on behalf of herself, sues Defendant Anda, Inc. ("Anda") and states as follows:

Jurisdiction

1. This is an action for damages which exceeds \$15,000.00 exclusive of attorneys' fees, interest and costs.
2. Venue is proper in Broward County, Florida since the Defendants do business in Broward County and since all of the claims accrued in Broward County, Florida.

The Parties/Participants

3. Porter is an individual residing in Broward County, Florida and is *sui juris*. Porter was at all material times hereto an employee of Anda.
4. Anda does business in Broward County.



General Allegations

5. This is an action for damages arising out of Defendant's violations of the Family Medical Leave Act ("FMLA"), 29 U.S.C. § 2601 *et. seq.*

6. Plaintiff alleges that Defendant interfered with Plaintiff's rights under the FMLA in violation of 29 U.S.C. § 2615(a)(1). Plaintiff further alleges that Defendant retaliated against her for having exercised her rights guaranteed to her by the FMLA, in violation of 29 U.S.C. § 2615(a)(2).

7. On or about May 10, 2012, Porter sought and was approved for FMLA leave for her own serious medical condition. Porter was scheduled to go out on FMLA leave on May 24, 2012 and have surgery on June 5, 2012.

8. Porter has retained the undersigned law firm in this matter and has agreed to pay it a reasonable fee for its services.

Count I-FMLA Interference 29 U.S.C. §2615(a)(1)

9. Plaintiff hereby incorporates the allegations set forth in paragraphs 1 through 8 by reference.

10. Plaintiff was at all times material hereto an employee of Anda entitled to FMLA.

11. Plaintiff did have a serious medical condition as defined under the FMLA.

12. Plaintiff was entitled to take FMLA leave and to not be prevented from taking

her FMLA leave.

13. The actions of Defendant constituted a violation of the FMLA.

WHEREFORE, Porter demands judgment against Defendant for an award of lost wages and employee benefits, liquidated damages in an amount equal to the lost wages and benefits, pre-judgment interest, post-judgment interest, and attorneys' fees and court costs pursuant to the FMLA and for such other and further relief as this Court deems just and proper.

Count II-FMLA Retaliation
29 U.S.C. §2615(a)(2)

14. Plaintiff hereby incorporates the allegations set forth in paragraphs 1 through 8 by reference.

15. Plaintiff was at all times material hereto an employee of Anda entitled to FMLA .

16. Plaintiff did have a serious medical condition as defined under the FMLA.

17. Plaintiff was entitled to take FMLA leave and to be reinstated to the same or equivalent position at the conclusion of her FMLA qualified leave.

21. Plaintiff was terminated in whole or in part due to her taking of FMLA leave in violation of the FMLA.

WHEREFORE, Porter demands judgment against Defendant for an award of lost wages and employee benefits, liquidated damages in an amount equal to the lost wages and benefits, pre-judgment interest, post-judgment interest, and attorneys' fees and court costs pursuant to the FMLA and for such other and further relief as this Court deems just

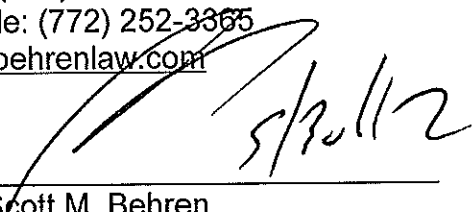
and proper.

Demand for Jury Trial

Plaintiff demands trial by jury on all issues so triable.

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By _____


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