

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION
Civil Action No. 1:20-cv-0033 - MOC**

SHAILESH JAHAGIRDAR on behalf of
himself and all others similarly situated,

Plaintiffs,

v.

THE COMPUTER HAUS NC, INC. d/b/a
CITYMAC, a North Carolina Corporation,
and TROY CURRAN, an individual,

Defendants.

NOTICE OF COLLECTIVE ACTION LAWSUIT

**TO: ALL HOURLY EMPLOYEES EMPLOYED BY THE COMPUTER HAUS NC,
INC. d/b/a CITYMAC FROM FEBRUARY 5, 2017 TO PRESENT:**

I. INTRODUCTION

A lawsuit, captioned *Shailesh Jahagirdar v. The Computer Haus NC, Inc. dba CityMac and Troy Curran* has been filed in the United States District Court for the Western District of North Carolina, Case No. Civil Action No. 1:20-cv-0033. Plaintiff Shailesh Jahagirdar, (“Jahagirdar” or “Plaintiff”), filed this lawsuit on behalf of himself and all current and former non-exempt hourly employees who are or have been employed by The Computer Haus NC, Inc. dba CityMac and Troy Curran (collectively with Defendant Curran, “CityMac”). Jahagirdar alleges CityMac violated the Fair Labor Standards Act (“FLSA”) by making unauthorized and unlawful wage deductions that resulted in a failure to pay at least minimum wage and failing to compensate its non-exempt hourly employees for all overtime hours worked in excess of 40 hours per week, thus denying hourly employees payment of all earned wages and overtime wages. You are receiving this Notice because you are “similarly situated” to the Plaintiff and are eligible to join this lawsuit. This letter advises you how this lawsuit may affect your rights and instructs you on how to join if you choose.

II. DESCRIPTION OF THE LAWSUIT

On February 5, 2020, Jahagirdar filed this lawsuit alleging CityMac violated the FLSA by making unauthorized and unlawful wage deductions that resulted in a failure to pay at least minimum wage and failing to correctly pay overtime wages for all hours worked over 40 in a workweek. Jahagirdar asks the Court to order CityMac to pay him and anyone else who joins this lawsuit unpaid minimum wages, overtime wages, statutory penalties, attorneys' fees and costs.

III. WHO CAN JOIN THIS LAWSUIT

Jahagirdar has filed this lawsuit on behalf of:

1. himself; and
2. any hourly employee who is or has been, at any time from February 5, 2017 to the present, employed by CityMac.

IV. YOUR RIGHT TO PARTICIPATE IN THIS LAWSUIT

You may join this lawsuit by completing and sending a signed copy of the attached "Consent to Join" form to Jahagirdar's lawyer via e-mail, facsimile or U.S. mail to the following:

GESSNERLAW, PLLC
ATTN: CityMac Unpaid Wage Lawsuit
602 East Morehead Street
Charlotte, NC 28202
Phone: (704) 234-7442
Email to: michelle@mgessnerlaw.com

If you choose to join the lawsuit, this form must be returned on or before [Date to Be Inserted _____, 2020.]

V. EFFECT OF JOINING THIS LAWSUIT

If you choose to join in this lawsuit, you will be bound by the judgment or settlement, whether it is favorable or unfavorable. The attorneys representing you in this lawsuit are being paid on a contingency fee basis, which means that if there is no recovery, there will be no attorneys' fee. If there is a recovery, the attorneys representing you will receive a part of any settlement obtained or money judgment entered in favor of all members of the class. If you join the lawsuit, you will designate Jahagirdar as your agent to make decisions on your behalf concerning the litigation, the method and manner of conducting this litigation, the entering of an agreement with Jahagirdar's counsel concerning attorney's fees and costs, and all other matters pertaining to this lawsuit. These decisions and agreements made and entered into by Jahagirdar will be binding on you if you join this lawsuit.

VI. NO LEGAL EFFECT IN NOT JOINING THIS LAWSUIT

If you choose not to join this lawsuit, you will not be affected by any judgment or settlement rendered in this case. If you choose not to join in this lawsuit, you are free to file, or not to file, your own lawsuit. The statute of limitations will continue to run on your claim until you join this lawsuit or file your own.

VII. NO RETALIATION PERMITTED

If you choose to join this lawsuit, federal law prohibits CityMac from retaliating against you or in any manner discriminating against you because you have done so.

VIII. YOUR LEGAL REPRESENTATIVE IF YOU JOIN THIS LAWSUIT

If you join this lawsuit, counsel for Jahagirdar listed below will represent your interests:

**GESSNERLAW, PLLC
602 East Morehead Street
G.G. Galloway House
Charlotte, NC 28202
Phone: (704) 234-7442
Email to: michelle@mgessnerlaw.com**

IX. FURTHER INFORMATION

Further information about the lawsuit or this notice may be obtained by contacting Jahagirdar's attorney at the address or phone number provided above.

***You must timely return this form to preserve your rights**