

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

**VAN DUSEN, DOE 1, and SHEER, individually and  
behalf of all other similarly situated persons,**

**Plaintiffs,**

**v.**

No. CV 10-899-PHX-JWS

**SWIFT TRANSPORTATION CO., INC. and  
INTERSTATE EQUIPMENT LEASING, INC.,**

**Defendants.**

**CONSENT TO SUE**

I leased a truck from IEL and was treated by SWIFT as an owner-operator within the last 3 years. I hereby consent to sue defendants in this Fair Labor Standards Act case. I consent to representation by the named plaintiffs and the bringing of any claims I may have under the Fair Labor Standards Act (for unpaid overtime, liquidated damages, attorney's fees, costs and other relief) against the defendants in this action.

I authorize Getman, Sweeney, & Dunn, PLLC and its successors and assigns, to represent me in this case. By signing and returning this consent to sue, I understand that, if accepted for representation, I will be represented by the law firm without prepayment of costs or attorneys' fees. I understand that if plaintiffs are successful, costs expended by attorneys on my behalf will be deducted pro rata from my settlement or judgment first. I understand that the law firm may petition the court for an award of fees and costs to be paid by defendants on my behalf. I understand that the fees retained by the attorneys will be either the amount of fees received from the defendants or 1/3 of my settlement or judgment amount, whichever is greater. I understand that if the case is not successful, I will not be obligated to pay any fees or costs.

Dated: \_\_\_\_\_

Signature: \_\_\_\_\_

Name (printed): \_\_\_\_\_

Name exactly as it appears on company pay statements (if different) \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Phone: \_\_\_\_\_

Cell Phone: \_\_\_\_\_

Email : \_\_\_\_\_

Send this completed form for consideration to be represented by Getman, Sweeney, & Dunn PLLC, to the following address: Getman, Sweeney, & Dunn, 260 Fair St., Kingston, NY 12401 or **fax it toll free to: 866-543-9619.**

This Consent to Sue is not valid and effective until you have received a receipt from Getman, Sweeney, & Dunn indicating that it has been filed. If you have not received a receipt within 3 weeks from your transmission of the form to us, you must contact the firm by phone at 845-255-9370.