

**NOTICE OF YOUR RIGHT TO “OPT-IN” TO LAWSUIT AGAINST CENTRAL
REFRIGERATED AND CENTRAL LEASING, JERRY MOYES, and JON ISAACSON**

May 7, 2014

Dear Current or Former Central Owner Operator:

Enclosed is a Consent form allowing you to join a lawsuit that has been filed on behalf of owner operators seeking unpaid wages and liquidated damages. The lawsuit is being heard by the American Arbitration Association.

What this lawsuit is about:

The lawsuit claims that owner operators were employees, not independent contractors, and that Central failed to pay the owner operators the federal minimum wage each week they drove for Central. The lawsuit seeks back pay and liquidated damages. Central does not agree that it violated the law and the Arbitrator who will hear the case has not made any decision yet about who is right. The Arbitrator has set the case on a quick schedule to determine who is right within the next ten months to a year.

Who can join this lawsuit:

If you are a current or former Owner Operator who leased a truck from Central Leasing from June 1, 2009 to the present, you may join this case. The American Arbitration Association, which is hearing this case, has entered an order authorizing me to send you this notice informing you of your right to “opt-in” and be covered by this case. If you do not join this lawsuit, you will not be able to receive any share of any settlement or judgment that the Drivers may obtain. If you do opt-in to the lawsuit, you will be bound by any ruling or settlement in this case. You are entitled to join this case even though Central considered you to be an independent contractor. You will not be obligated to pay the lawyers for their costs or legal fees to participate, except that the Arbitrator may award the lawyers’ fees to be paid by Central. If the case is unsuccessful, the lawyers will be paid nothing.

No retaliation:

The law prohibits retaliation against employees for exercising their rights under the FLSA. Therefore, you may not be terminated or subjected to discrimination in any manner because of your exercise of rights under the FLSA, including by joining this lawsuit. Central has specifically assured the Arbitrator that the Drivers who opt-in to this case have no reason to fear any retaliatory measures. Although Central disputes the claims raised in the case, it recognizes the Drivers’ right to pursue these claims in arbitration.

How to join:

To join the case and be represented by the lawyers who are handling this case, you must fill out and return the enclosed Consent Form to:

Getman & Sweeney
9 Paradies Lane
New Paltz, NY 12561

Fax: 1 (888) 461-1832 Email: [OOparalegal@getmansweeney.com](mailto:OOp paralegal@getmansweeney.com)

no later than August 5, 2014. You have the right to be represented by a different lawyer if you wish, but you must make separate arrangements with any such lawyer. More detailed information can be learned by calling the lawyers for the Drivers at Getman Sweeney at 845-255-9370, or by viewing the lawyers’ website at CentralOO.com.

**Questions? Contact the Drivers’ Lawyers at 845-255-9370 or E-mail:
[OOparalegal@getmansweeney.com](mailto:OOp paralegal@getmansweeney.com)**