

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

CASSANDRA GREENE and ELIZABETH GOFF, individually and on behalf of all other persons similarly situated who were employed by C.B. HOLDING CORP. d/b/a CHARLIE BROWN'S STEAKHOUSE; CHARLIE BROWN'S ACQUISITION CORP.; CHARLIE BROWN'S OF COMMACK, LLC; CHARLIE BROWN'S OF HOLTSVILLE, LLC; and/or any other entities affiliated with or controlled by C.B. HOLDING CORP. d/b/a CHARLIE BROWN'S STEAKHOUSE; CHARLIE BROWN'S ACQUISITION CORP.; CHARLIE BROWN'S OF COMMACK, LLC; CHARLIE BROWN'S OF HOLTSVILLE, LLC,

Plaintiffs,

- against -

C.B. HOLDING CORP. d/b/a CHARLIE BROWN'S STEAKHOUSE; CHARLIE BROWN'S ACQUISITION CORP.; CHARLIE BROWN'S OF COMMACK, LLC; CHARLIE BROWN'S OF HOLTSVILLE, LLC; and/or any other entities affiliated with or controlled by C.B. HOLDING CORP. d/b/a CHARLIE BROWN'S STEAKHOUSE; CHARLIE BROWN'S ACQUISITION CORP.; CHARLIE BROWN'S OF COMMACK, LLC; CHARLIE BROWN'S OF HOLTSVILLE, LLC; and SAMUEL BORGESE,

Defendants.

Docket No.: 10 cv 1094  
(JBW)(CLP)

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that upon the annexed Affirmation of Kara Belofsky, dated June 18, 2010, and the exhibits annexed thereto, the undersigned will move this Court before United States Magistrate Judge Pollak, at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York, 11201, on a return date set by the Court, to seek leave to amend the Complaint pursuant to Federal Rule of Civil Procedure 15(a)(2), to: (1) add Plaintiff Martin Tello ("Tello") as an additional named Plaintiff in this action; and (2) add new causes of action for unpaid minimum wages and unpaid overtime compensation pursuant to New Jersey Statutes Annotated 34:11-56a et seq, *New Jersey Administrative Code* 12:56-14.1 et seq,

and 43 Pennsylvania Statutes §§ 333.101 *et seq*; along with such other and further relief as the Court may deem just and proper.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to Local Rule 6.1(b) of the United States District Court for the Eastern District of New York, answering papers, if any, are to be served so as to be received by the undersigned no later than seven (7) days prior to the return date of the within motion once set by the Court.

Dated: New York, New York  
June 18, 2010

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