

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

ROVIN PERSAD,
Plaintiff

V.

SUMMONS IN A CIVIL CASE

BOROUGH OF NEW MILFORD, ET AL.,
Defendant

CASE
NUMBER: **2:19-CV-12138-SDW-LDW**

TO: *(Name and address of Defendant):*

Borough of New Milford
Christine Demiris, Borough Clerk
903 River Road
New Milford, New Jersey 07646

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States Agency, or an office or employee of the United States described in Fed. R. civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Price, Meese, Shulman & D'Arminio, P.C.
Michael A. Orozco, Esq.
50 Tice Boulevard, Suite 380
Woodcliff Lake, New Jersey 07677

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

s/ WILLIAM T. WALSH

CLERK



ISSUED ON 2019-05-06 10:01:51, Clerk
USDC NJD

RETURN OF SERVICE		
Service of the Summons and complaint was made by me(1)	DATE	
NAME OF SERVER (PRINT)	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
☐ Served personally upon the defendant. Place where served: _____ _____ ☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. ☐ Name of person with whom the summons and complaint were left: _____ ☐ Returned unexecuted: _____ _____ ☐ Other (specify) : _____ _____ _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct. Executed on _____ Date _____ Signature of Server _____ Address of Server		

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS
Rovin Persad

(b) County of Residence of First Listed Plaintiff **Bergen**
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys *(Firm Name, Address, and Telephone Number)*
Price, Meese, Shulman & D'Arminio, PC

DEFENDANTS
Borough of New Millford, Samuel Gerais

County of Residence of First Listed Defendant **Bergen**
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys *(If Known)*

II. BASIS OF JURISDICTION *(Place an "X" in One Box Only)*

☐ 1 U.S. Government Plaintiff

☒ 3 Federal Question *(U.S. Government Not a Party)*

☐ 2 U.S. Government Defendant

☐ 4 Diversity *(Indicate Citizenship of Parties in Item III)*

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff and One Box for Defendant)*

	PTF	DEF
Citizen of This State	☐ 1	☐ 1
Citizen of Another State	☐ 2	☐ 2
Citizen or Subject of a Foreign Country	☐ 3	☐ 3

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
☐ 110 Insurance ☐ 120 Marine ☐ 130 Miller Act ☐ 140 Negotiable Instrument ☐ 150 Recovery of Overpayment & Enforcement of Judgment ☐ 151 Medicare Act ☐ 152 Recovery of Defaulted Student Loans <i>(Excludes Veterans)</i> ☐ 153 Recovery of Overpayment of Veteran's Benefits ☐ 160 Stockholders' Suits ☐ 190 Other Contract ☐ 195 Contract Product Liability ☐ 196 Franchise	PERSONAL INJURY ☐ 310 Airplane ☐ 315 Airplane Product Liability ☐ 320 Assault, Libel & Slander ☐ 330 Federal Employers' Liability ☐ 340 Marine ☐ 345 Marine Product Liability ☐ 350 Motor Vehicle ☐ 355 Motor Vehicle Product Liability ☐ 360 Other Personal Injury ☐ 362 Personal Injury - Medical Malpractice PERSONAL INJURY ☐ 365 Personal Injury - Product Liability ☐ 367 Health Care/Pharmaceutical Personal Injury Product Liability ☐ 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY ☐ 370 Other Fraud ☐ 371 Truth in Lending ☐ 380 Other Personal Property Damage ☐ 385 Property Damage Product Liability	☐ 625 Drug Related Seizure of Property 21 USC 881 ☐ 690 Other	☐ 422 Appeal 28 USC 158 ☐ 423 Withdrawal 28 USC 157 PROPERTY RIGHTS ☐ 820 Copyrights ☐ 830 Patent ☐ 835 Patent - Abbreviated New Drug Application ☐ 840 Trademark LABOR ☐ 710 Fair Labor Standards Act ☐ 720 Labor/Management Relations ☐ 740 Railway Labor Act ☐ 751 Family and Medical Leave Act ☐ 790 Other Labor Litigation ☐ 791 Employee Retirement Income Security Act IMMIGRATION ☐ 462 Naturalization Application ☐ 465 Other Immigration Actions	☐ 375 False Claims Act ☐ 376 Qui Tam (31 USC 3729(a)) ☐ 400 State Reapportionment ☐ 410 Antitrust ☐ 430 Banks and Banking ☐ 450 Commerce ☐ 460 Deportation ☐ 470 Racketeer Influenced and Corrupt Organizations ☐ 480 Consumer Credit ☐ 485 Telephone Consumer Protection Act ☐ 490 Cable/Sat TV ☐ 830 Securities/Commodities/Exchange ☐ 890 Other Statutory Actions ☐ 891 Agricultural Acts ☐ 893 Environmental Matters ☐ 895 Freedom of Information Act ☐ 896 Arbitration ☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision ☐ 950 Constitutionality of State Statutes SOCIAL SECURITY ☐ 861 HIA (1395ff) ☐ 862 Black Lung (923) ☐ 863 DIWC/DIWW (405(g)) ☐ 864 SSID Title XVI ☐ 865 RSI (405(g)) FEDERAL TAX SUITS ☐ 870 Taxes (U.S. Plaintiff or Defendant) ☐ 871 IRS—Third Party 26 USC 7609

REAL PROPERTY
☐ 210 Land Condemnation
☐ 220 Foreclosure
☐ 230 Rent Lease & Ejectment
☐ 240 Torts to Land
☐ 245 Tort Product Liability
☐ 290 All Other Real Property

CIVIL RIGHTS
☒ 440 Other Civil Rights
☐ 441 Voting
☐ 442 Employment
☐ 443 Housing/Accommodations
☐ 445 Amer. w/Disabilities - Employment
☐ 446 Amer. w/Disabilities - Other
☐ 448 Education

PRISONER PETITIONS
Habeas Corpus:
☐ 463 Alien Detainee
☐ 510 Motions to Vacate Sentence
☐ 530 General
☐ 535 Death Penalty
Other:
☐ 540 Mandamus & Other
☐ 550 Civil Rights
☐ 555 Prison Condition
☐ 560 Civil Detainee - Conditions of Confinement

V. ORIGIN *(Place an "X" in One Box Only)*

☒ 1 Original Proceeding

☐ 2 Removed from State Court

☐ 3 Remanded from Appellate Court

☐ 4 Reinstated or Reopened

☐ 5 Transferred from Another District *(specify)*

☐ 6 Multidistrict Litigation - Transfer

☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*:
42 USC 1983

Brief description of cause:
Excessive force during arrest

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$
75,000.00

CHECK YES only if demanded in complaint:
JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY *(See instructions):*

JUDGE

DOCKET NUMBER

DATE
05/05/2019

SIGNATURE OF ATTORNEY OF RECORD
Michael Orozco

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
- United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
- United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
- Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
- Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.
- Original Proceedings. (1) Cases which originate in the United States district courts.
- Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
- Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
- Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
- Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
- Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
- Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket. **PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
- Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
- Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

Price, Meese, Shulman & D'Arminio, P.C.

Michael Orozco, Esq.

50 Tice Boulevard, Suite 380

Woodcliff Lake, New Jersey 07677

Telephone: 201-391-3737

Facsimile: 201-391-0998

Attorneys for Plaintiff Rovin Persad

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

ROVIN PERSAD,

Plaintiff,

v.

BOROUGH OF NEW MILFORD, NJ,
POLICE OFFICER SAMUEL GERAIS,
JOHN DOES 1-10, & ABC
CORPORATIONS 1-10

Defendants.

Civil Action No.:

COMPLAINT

Plaintiff, Rovin Persad, by and through his attorneys, complaining against the Defendants,

alleges as follows:

PARTIES

1. Plaintiff, Rovin Persad, (hereinafter "Plaintiff") is a resident of Secaucus, New Jersey.

2. The Defendant Borough of New Milford, NJ is a municipality existing under the laws of the State of New Jersey. The Borough of New Milford Police Department is an entity existing wholly within the Borough of New Milford with its principle location, Police Headquarters, located at 930 River Road, New Milford, NJ.

3. At all times relevant to this matter, Defendant Police Officer Samuel Gerais (hereinafter "Gerais") was a Police Officer of the New Milford Police Department acting under

the color of state law and as an employee of the Borough of New Milford and the Borough of New Milford Police Department. Defendant Gerais is sued individually and in his official capacity as a Police Officer of the New Milford Police Department.

4. At all times relevant to this matter, Defendants John Does 1-10 are other as yet unknown individuals who violated Plaintiff's rights by using excessive force during his arrest, allowing the use of excessive force during his arrest, maliciously prosecuting Plaintiff, and/or failing to adequately supervise, train, retain, and maintain the above-named individual Defendants in their positions as Police Officers.

5. At all times relevant to this matter, Defendants ABC Corporations 1-10 are other as yet unknown governmental or business entities responsible for the actions of the above-named individual Defendants, and/or responsible for the supervision, training, retention, and maintenance of New Milford Police Department Police Officers.

JURISDICTION

6. This action arises under the Fourth and Fourteenth Amendments to the United States Constitution, and under the Civil Rights Act of 1871, 42 U.S.C. §§ 1983, 1985, and 1986, as amended, together with pendant claims for violations of the New Jersey State Constitution, Article 1, paragraphs 1 and 7, and the New Jersey Civil Rights Act, N.J.S.A. §10:6-2.

7. Jurisdiction in this Court is proper for Plaintiff's Federal Claims pursuant to 28 U.S.C. §§1331, 1343, and 42 U.S.C. §1983 as federal questions, and supplemental jurisdiction extends to Plaintiff's State Claims pursuant to 28 U.S.C. §1367.

8. Venue in this Court is proper for all of Plaintiff's Claims as the acts and omissions alleged occurred in the Borough of New Milford, County of Bergen, within the District of New Jersey and, upon information and belief, all Defendants reside within the District of New Jersey.

9. This Court has authority to award costs and attorneys' fees pursuant to 42 U.S.C. §1988.

FACTS RELEVANT TO ALL CLAIMS

10. On or about May 5, 2017, Plaintiff Rovin Persad was lawfully within the Borough of New Milford, New Jersey.

11. After allegedly observing Plaintiff engage in disorderly conduct, Defendant Officer Gerais requested that plaintiff leave a premises. Specifically, Plaintiff was outside of the entrance of a restaurant.

12. Plaintiff did not willfully ignore Defendant's requests. However, Plaintiff had a lawful right to be on the premises, the owner of the premises had not demanded his removal, and plaintiff was not engaged in any disorderly conduct.

13. Officer Gerais improperly, illegally, and in violation of plaintiff's constitutional rights, threatened Plaintiff with arrested and then physically assaulted plaintiff while in the process of effectuating the illegal arrest.

14. Without refusing the order or making any aggressive actions, Plaintiff made the reasonable request to know why he was being placed under arrest.

15. Without warning, justification, or cause, Defendant Gerais slammed plaintiff head first onto the pavement, causing severe and permanent injuries.

16. Plaintiff did not react violently or aggressively to this excessive use of force by Defendants. Plaintiff placed his hands behind his back. Despite Plaintiff demonstrating his willingness to surrender, and without warning, justification, or cause, Defendants Gerais physically assaulted him.

17. Contrary to Defendant Gerais's police report, Plaintiff did not resist arrest. He did not move quickly or in a threatening manner. His hands remained behind his back throughout. Even assuming he had, which he did not, the force used by Defendant Gerais far exceeded that which was necessary.

18. Plaintiff was suffered severe, permanent, and debilitating injuries as a result of the unnecessary and excessive force used by the arresting Police Officers.

COUNT ONE
EXCESSIVE USE OF FORCE IN VIOLATION OF
42 U.S.C. §1983 & THE FOURTH & FOURTEENTH AMENDMENTS
Against Defendants Gerais and John Doe 1

19. Plaintiff repeats and realleges all facts above as if set forth fully herein.

20. Defendants Gerais, and John Doe 1 unreasonably seized Plaintiff by means of excessive force under the color of law.

21. At the time of the complained of events and at all times, Plaintiff had a clearly established right under the Fourth Amendment to be secure in his person from unreasonable seizure through excessive force.

22. Plaintiff also had a clearly established constitutional right under the Fourteenth Amendment to bodily integrity and to be free from excessive force by law enforcement.

23. Any reasonable police officer knows or should have known of these rights at the time of the complained of conduct.

24. Defendants' use of force was objectively unreasonable in light of the facts and circumstances confronting them.

25. Defendants' actions were malicious and involved reckless, callous, and deliberate indifference to Plaintiff's constitutionally protected rights.

26. As a direct and proximate result of Defendants' use of excessive force, Plaintiff suffered permanent bodily injury requiring hospitalization and surgery, resulting in disability, disfigurement, pain and suffering, inconvenience, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical care, and treatment, loss of ability to earn money in the future, and other damages.

27. As the injuries are permanent, Plaintiff will suffer further damages in the future and will continue to be hampered in his daily routine.

28. These acts constitute a in violation of 42 U.S.C. §1983 and deprived Plaintiff of his rights guaranteed to him under the Fourth and Fourteenth Amendments to the United States Constitution.

WHEREFORE, Plaintiff demands judgment against Defendants Samuel Gerais and John Doe 1, individually, jointly, severally for any and all damages, (including, but not limited to severe physical pain and suffering; mental anguish; severe anxiety; loss of life's pleasures; loss of enjoyment of life; and loss of future earning capacity, future earnings and income), as well as punitive damages, together with interest, cost of suit, attorneys' fees, and any other relief the Court deems appropriate.

COUNT TWO
MALICIOUS PROSECUTION
All Defendants

29. Plaintiff repeats and realleges all facts above as if set forth fully herein.

30. All Defendants, individually and/or jointly and in conspiracy, falsely, unlawfully, and maliciously initiated a prosecution against Plaintiff.

31. Defendants, without probable cause, falsely charged him disorderly persons and resisting arrest.

32. Defendants, without probable cause, falsely charged him with Resisting Arrest by using or threatening physical force or violence against Police Officers and/or by creating a substantial risk of causing physical injury to Police Officers, pursuant to N.J.S.A. 2C:29-2a.

33. Defendants' actions in bringing these charges against Plaintiff were undertaken with the purpose of concealing their own unlawful conduct.

34. As a direct and proximate result of this malicious prosecution, Plaintiff suffered a deprivation of freedom, pain and suffering, inconvenience, mental anguish, emotional distress, and other damages, including legal fees to defend himself against these false charges.

WHEREFORE, Plaintiff demands judgment against defendants individually, jointly, severally for compensatory damages, as well as punitive damages, together with interest, cost of suit and attorneys' fees, and any other relief the Court deems appropriate.

COUNT THREE
VIOLATIONS OF THE NEW JERSEY STATE CONSTITUTION
AND THE NEW JERSEY CIVIL RIGHTS ACT, N.J.S.A. §10:6-2
All Defendants

35. Plaintiff repeats and realleges all facts above as if set forth fully herein.

36. Defendants actions, as described above, deprived Plaintiff of his right to enjoy life, pursue and obtain safety and happiness, to be free from the use of excessive force, and to be secure in his person from unreasonable seizures, as granted to him under Article I of the the New Jersey Constitution and the New Jersey Civil Rights Acts.

37. As a direct and proximate result of these acts, Plaintiff suffered a deprivation of freedom, severe and permanent injuries, pain and suffering, inconvenience, mental anguish, emotional distress, and other damages, including legal fees to defend himself against these false charges.

WHEREFORE, Plaintiff demands judgment against defendants individually, jointly, severally for compensatory damages, as well as punitive damages, together with interest, cost of suit and attorneys' fees, and any other relief the Court deems appropriate.

COUNT FOUR
CONSPIRACY TO VIOLATE U.S. & N.J. CONSTITUTIONS,
AND TO MALICIOUSLY PROSECUTE PLAINTIFF
All Defendants

38. Plaintiff repeats and realleges all facts above as if set forth fully herein.

39. The facts set forth above demonstrate that all Defendants acted with an understanding amongst themselves to conspire to violate the civil rights of Plaintiff through the overt acts of coordinating and fabricating false police reports to incriminate him and justify the acts of violence and mistreatment against Plaintiff, and coordinating and fabricating false police reports to conceal the extent of violence perpetrated against him, simultaneously engaging in unnecessary and unlawful use of excessive force against him, and subjecting him to malicious prosecution for over two years.

40. As to all federal rights, Defendants acts constitute a conspiracy to deprive Plaintiff of his rights and privileges in violation of 42 U.S.C. §1985(c).

41. As a direct and proximate result of these acts, Plaintiff suffered a deprivation of freedom, severe and permanent injuries, pain and suffering, inconvenience, mental anguish, emotional distress, and other damages, including legal fees to defend himself against these false charges.

WHEREFORE, Plaintiff demands judgment against defendants individually, jointly, severally for compensatory damages, as well as punitive damages, together with interest, cost of suit and attorneys' fees, and any other relief the Court deems appropriate.

Price, Meese, Shulman & D'Arminio, P.C.
50 Tice Boulevard, Suite 380
Woodcliff Lake, New Jersey 07677
Phone: 201-391-3737
Facsimile: 201-391-0998
Attorneys for Plaintiff

/s/ Michael Orozco
Michael Orozco, Esq.

Dated: May 5, 2019

REQUEST FOR A JURY TRIAL

Request is hereby made for a trial by jury as to all issues in this action as triable as of right.

/s/ Michael Orozco
Michael Orozco, Esq.

Dated: May 5, 2019

LOCAL RULE 11.2 CERTIFICATION

MICHAEL OROZCO certifies as follows:

I am Of Counsel in the law firm of Price, Meese, Shulman & D'Arminio, P.C., attorneys for Plaintiff. To the best of my knowledge the matter in controversy is not the subject of any other action pending in any Court or of any pending arbitration or administrative proceeding.

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Michael Orozco
Michael Orozco, Esq.

Dated: May 5, 2019