

Exhibit A

**GLENN WALTERS
ATTORNEY AT LAW, P. A.**

1910 RUSSELL STREET, POST OFFICE BOX 1346 • ORANGEBURG, S.C. 29116
TELEPHONE: (803) 531-8844 • FACSIMILE: (803) 531-3628 • Toll Free: (888)966-8844
Email: glennwalterspa@gmail.com

Glenn Walters, Sr., Esquire
R. Bentz Kirby, Esquire, Of Counsel

VIA CERTIFIED MAIL

Receipt Number: 7013 2250 0000 9771 0165

May 14, 2014

Attn: Registered Agent
Corporation Creations Network, Inc.
6650 Rivers Avenue
North Charleston, SC 29406

RE: Aliyah Pinckney, et al. v. 7-Eleven, Inc.
Civil Action Number: 2014-CP-40-2954

Dear Sir or Madam:

Please find enclosed and herein served upon you, the Summons, Complaint, Plaintiff Interrogatories to the Defendant and Plaintiff Request for Production of Documents to the Defendant in regards to the above referenced action.

I look forward to hearing from you.

Sincerely,



Glenn Walters

GW/hby
Enclosure

cc: client

STATE OF SOUTH CAROLINA)
)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

AALIYAH PINCKNEY,)
MARI WILKINS, and)
JEREMIAH TINCH,)
)

Case No. 2014-CP-40-2954

Plaintiffs,)
)

CERTIFICATE OF MAILING

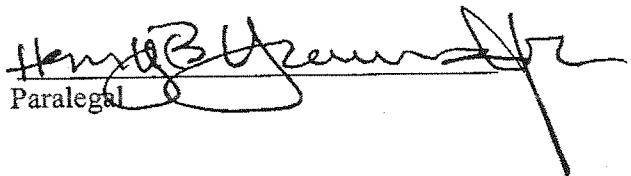
vs.)
)

7-ELEVEN, INC., d/b/a 7-Eleven)
Convenience Store #36863,)
)

Defendant.)
)

I, the undersigned employee of the Law Offices of Glenn Walters, Attorney at Law, do hereby certify that I have this 14th day of May, 2014, served the foregoing **Summons and Complaint, Plaintiff's Interrogatories to the Defendant and Plaintiff's Request for Production of Documents to Defendant** by depositing same in the United States mail with affixed postage(via Certified Mail, Return Receipt Requested); attached hereto as follows:

Attn: Registered Agent
Corporation Creations Network, Inc.
6650 Rivers Avenue
North Charleston, SC 29406


Paralegal

Orangeburg, South Carolina

Dated: 5/14/14

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

AALIYAH PINCKNEY, et al.,

Plaintiff(s)

vs.

7-ELEVEN, INC.

Defendant(s)

IN THE COURT OF COMMON PLEAS

CIVIL ACTION COVERSHEET

2014-CP - 40- 2954

Submitted By: Glenn Walters, Sr.

Address: PO Box 1346, Orangeburg, SC 29116

SC Bar #: 13198

Telephone #: (803) 531-8844

Fax #: (803) 531-3628

Other:

E-mail: glennwalterspa@gmail.com

NOTE: The coversheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for the use of the Clerk of Court for the purpose of docketing. It must be filled out completely, signed, and dated. A copy of this coversheet must be served on the defendant(s) along with the Summons and Complaint.


DOCKETING INFORMATION (Check all that apply)

*If Action is Judgment/Settlement do not complete

- ☒ JURY TRIAL demanded in complaint. ☐ NON-JURY TRIAL demanded in complaint.
☐ This case is subject to ARBITRATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
☐ This case is subject to MEDIATION pursuant to the Court Annexed Alternative Dispute Resolution Rules.
☐ This case is exempt from ADR. (Proof of ADR/Exemption Attached)

NATURE OF ACTION (Check One Box Below)

- | | | | |
|--|--|---|--|
| Contracts
<input type="checkbox"/> Constructions (100)
<input type="checkbox"/> Debt Collection (110)
<input checked="" type="checkbox"/> Employment (120)
<input type="checkbox"/> General (130)
<input checked="" type="checkbox"/> Breach of Contract (140)
<input type="checkbox"/> Other (199) | Torts - Professional Malpractice
<input type="checkbox"/> Dental Malpractice (200)
<input type="checkbox"/> Legal Malpractice (210)
<input type="checkbox"/> Medical Malpractice (220)
Previous Notice of Intent Case #
20____-CP-_____
<input type="checkbox"/> Notice/ File Med Mal (230)
<input type="checkbox"/> Other (299) | Torts - Personal Injury
<input type="checkbox"/> Assault/Slander/Libel (300)
<input type="checkbox"/> Conversion (310)
<input type="checkbox"/> Motor Vehicle Accident (320)
<input type="checkbox"/> Premises Liability (330)
<input type="checkbox"/> Products Liability (340)
<input type="checkbox"/> Personal Injury (350)
<input type="checkbox"/> Wrongful Death (360)
<input type="checkbox"/> Other (399) | Real Property
<input type="checkbox"/> Claim & Delivery (400)
<input type="checkbox"/> Condemnation (410)
<input type="checkbox"/> Foreclosure (420)
<input type="checkbox"/> Mechanic's Lien (430)
<input type="checkbox"/> Partition (440)
<input type="checkbox"/> Possession (450)
<input type="checkbox"/> Building Code Violation (460)
<input type="checkbox"/> Other (499) |
| Inmate Petitions
<input type="checkbox"/> PCR (500)
<input type="checkbox"/> Mandamus (520)
<input type="checkbox"/> Habeas Corpus (530)
<input type="checkbox"/> Other (599) | Administrative Law/Relief
<input type="checkbox"/> Reinstate Drv. License (800)
<input type="checkbox"/> Judicial Review (810)
<input type="checkbox"/> Relief (820)
<input type="checkbox"/> Permanent Injunction (830)
<input type="checkbox"/> Forfeiture-Petition (840)
<input type="checkbox"/> Forfeiture—Consent Order (850)
<input type="checkbox"/> Other (899) | Judgments/Settlements
<input type="checkbox"/> Death Settlement (700)
<input type="checkbox"/> Foreign Judgment (710)
<input type="checkbox"/> Magistrate's Judgment (720)
<input type="checkbox"/> Minor Settlement (730)
<input type="checkbox"/> Transcript Judgment (740)
<input type="checkbox"/> Lis Pendens (750)
<input type="checkbox"/> Transfer of Structured Settlement Payment Rights Application (760)
<input type="checkbox"/> Confession of Judgment (770)
<input type="checkbox"/> Petition for Workers Compensation Settlement Approval (780)
<input type="checkbox"/> Other (799) | Appeals
<input type="checkbox"/> Arbitration (900)
<input type="checkbox"/> Magistrate-Civil (910)
<input type="checkbox"/> Magistrate-Criminal (920)
<input type="checkbox"/> Municipal (930)
<input type="checkbox"/> Probate Court (940)
<input type="checkbox"/> SCDOT (950)
<input type="checkbox"/> Worker's Comp (960)
<input type="checkbox"/> Zoning Board (970)
<input type="checkbox"/> Public Service Comm. (990)
<input type="checkbox"/> Employment Security Comm (991)
<input type="checkbox"/> Other (999) |
| Special/Complex /Other
<input type="checkbox"/> Environmental (600)
<input type="checkbox"/> Automobile Arb. (610)
<input type="checkbox"/> Medical (620)
<input type="checkbox"/> Other (699) | <input type="checkbox"/> Pharmaceuticals (630)
<input type="checkbox"/> Unfair Trade Practices (640)
<input type="checkbox"/> Out-of State Depositions (650)
<input type="checkbox"/> Motion to Quash Subpoena in an Out-of-County Action (660)
<input type="checkbox"/> Sexual Predator (510) | | |

Submitting Party Signature: 

Date: 4/28/14

Note: Frivolous civil proceedings may be subject to sanctions pursuant to SCRCF, Rule 11, and the South Carolina Frivolous Civil Proceedings Sanctions Act, S.C. Code Ann. §15-36-10 et. seq.

FOR MANDATED ADR COUNTIES ONLY

Aiken, Allendale, Anderson, Bamberg, Barnwell, Beaufort, Berkeley, Calhoun, Charleston, Cherokee, Clarendon, Colleton, Darlington, Dorchester, Florence, Georgetown, Greenville, Hampton, Horry, Jasper, Kershaw, Lee, Lexington, Marion, Oconee, Orangeburg, Pickens, Richland, Spartanburg, Sumter, Union, Williamsburg, and York

SUPREME COURT RULES REQUIRE THE SUBMISSION OF ALL CIVIL CASES TO AN ALTERNATIVE DISPUTE RESOLUTION PROCESS, UNLESS OTHERWISE EXEMPT.

You are required to take the following action(s):

1. The parties shall select a neutral and file a "Proof of ADR" form on or by the 210th day of the filing of this action. If the parties have not selected a neutral within 210 days, the Clerk of Court shall then appoint a primary and secondary mediator from the current roster on a rotating basis from among those mediators agreeing to accept cases in the county in which the action has been filed.
2. The initial ADR conference must be held within 300 days after the filing of the action.
3. Pre-suit medical malpractice mediations required by S.C. Code §15-79-125 shall be held not later than 120 days after all defendants are served with the "Notice of Intent to File Suit" or as the court directs. (Medical malpractice mediation is mandatory statewide.)
4. Cases are exempt from ADR only upon the following grounds:
 - a. Special proceeding, or actions seeking extraordinary relief such as mandamus, habeas corpus, or prohibition;
 - b. Requests for temporary relief;
 - c. Appeals
 - d. Post Conviction relief matters;
 - e. Contempt of Court proceedings;
 - f. Forfeiture proceedings brought by governmental entities;
 - g. Mortgage foreclosures; and
 - h. Cases that have been previously subjected to an ADR conference, unless otherwise required by Rule 3 or by statute.
5. In cases not subject to ADR, the Chief Judge for Administrative Purposes, upon the motion of the court or of any party, may order a case to mediation.
6. Motion of a party to be exempt from payment of neutral fees due to indigency should be filed with the Court within ten (10) days after the ADR conference has been concluded.

**Please Note: You must comply with the Supreme Court Rules regarding ADR.
Failure to do so may affect your case or may result in sanctions.**

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

AALIYAH PINCKNEY,
MARI WILKINS, and
JEREMIAH TINCH,

Plaintiffs,

vs.

7-ELEVEN, INC., d/b/a 7-Eleven
Convenience Store #36863,

Defendant.

Case No. 2014-CP-40-

SUMMONS
(Jury Trial Requested)

RICHLAND COUNTY
FILED
2014 MAY -8 AM 11:40
JEANNETTE W. MCBRIDE
C.C.P. & G.S.

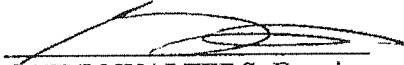
TO: THE ABOVE - NAMED DEFENDANT:

YOU ARE HEREBY SUMMONED and required to answer the Complaint in this action, a copy of which is herewith served upon you, and to serve a copy of your answer to the said Complaint on the undersigned Attorney for the Plaintiff, at Post Office Box 1346, Orangeburg, SC 29116, within thirty (30) days after the service hereof, exclusive of the day of such service, and if you fail to answer the Complaint within the time aforesaid, the Plaintiff in this action will apply to the Court for the relief demanded in this Complaint

[Only the Signature Block is contained on the following page]

At Orangeburg, SC

Dated: 4/25, 2014.



GLENN WALTERS, Esquire
1910 Russell Street (29115)
Post Office Box 1346
Orangeburg, SC 29116
Ph: 803 531-8844
Fax: 803 531-3628
SC Bar No.: 13198
Attorney for Plaintiff

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

AALIYAH PINCKNEY,)
MARI WILKINS, and)
JEREMIAH TINCH,)

Case No. 2014-CP-40-_____

Plaintiffs,)

vs.)

COMPLAINT
(Jury Trial Requested)

7-ELEVEN, INC., d/b/a 7-Eleven)
Convenience Store #36863,)

Defendant.)

RICHLAND COUNTY
FILED
2014 MAY -8 AM 11:40
JEANNETTE W. MCBRIDE
C.C.P. & G.S.

PLAINTIFFS, AALIYAH PINCKNEY, MARI WILKINS, and JEREMIAH TINCH,
(hereinafter "Pinckney", "Wilkins", "Tinch"), collectively referred to as "Plaintiffs", by and
through the undersigned attorney hereby assert the following claims against the Defendant
individually and on behalf of all others similarly situated individuals, now or formerly employed
by the Defendant:

NATURE OF CLAIMS

1. This action is brought individually and collectively as an action for unpaid overtime compensation, for liquidated damages, and for other relief under the Fair Labor Standards Act of 1938, as amended, 29 U.S.C. § 201 et. seq. ("FLSA"). The collective action provision under the FLSA provide for opt-in representative or class participation.

PARTIES, JURISDICTION AND VENUE

2. Plaintiffs Pinckney and Tinch are citizens and residents of the County of Richland, State of South Carolina, now and at all times relevant to this lawsuit.
3. Wilkins is a citizen and resident of the County of Lexington, State of South Carolina, now and at all times relevant to this law.
4. Defendant 7-Eleven, Inc. ("7-Eleven") is a for-profit corporation incorporated within the State of Texas and registered as a foreign corporation within the State of South Carolina. At all times relevant to this lawsuit, Defendant 7-Eleven was doing business as 7-Eleven Convenience Store # 36863 (hereinafter referred to as "Store #36863"), located at 8001 Broad River Road, County of Richland, State of South Carolina.
5. At all times relevant to this lawsuit, all of the Plaintiffs, worked at Store #36863.
6. At all times relevant to this lawsuit, Defendant 7-Eleven was the largest convenient store operator in the world, and its operations affected interstate and international commerce.
7. Additionally, Defendant transacts over \$500,000.00 in business dealings per calendar year within the State of South Carolina.
8. This state court has concurrent jurisdiction over the subject matter of this action pursuant to 29 U.S.C. § 216(b) and venue is proper in this Court because the Defendant's place of business is located in the County of Richland, State of South Carolina.

GENERAL ALLEGATIONS

9. Plaintiffs repeat and reallege each and every allegation of paragraphs one through

eight as if restated verbatim herein.

10. At all times material hereto, Defendant 7-Eleven owned or operated a business enterprise and its managers and supervisors regularly exercised the authority to hire and fire employees, determine the work schedules of employee, set the rate of pay of employees, and control the finances and operations of such business. By virtue of such control and authority, Defendant 7-Eleven was an employer of the Plaintiffs as such term is defined by the FLSA, 29 U.S.C. § 201 et. seq.
11. At all times pertinent to this Complaint, Defendant owned the operation that employed the Plaintiffs, and the said business operation was an enterprise engaged in interstate commerce, as defined by 29 U.S.C. § 203(r) and 203(s) because it, as a minimum, provided services to clients who were transient across state lines and transacted business involving interstate and international commerce. Based upon inform and belief, the annual gross sales volume of the Defendant's business was in excess of \$500,000.00 per annum at all times material hereto. Alternatively, the Plaintiff and those similarly situated employees worked in interstate commerce so as to fall within the protections of the FLSA.
12. All of the acts complained of herein occurred during the two to three years immediately preceding the filing of this action.

FOR A FIRST CAUSE OF ACTION

(Fair Labor Standards Act-Failure to Pay Overtime Wages)
(Individually for all Plaintiffs and Collective Action)

13. Plaintiffs repeat and reallege each and every allegation of paragraphs one through twelve as if restated verbatim herein.
14. Plaintiffs and members of the Plaintiff class were employees of Defendant 7-Eleven

- for purposes of the Fair Labor Standards Act during times relevant to this Complaint.
15. Plaintiffs and members of the Plaintiff class were hourly employees while employed by the Defendant 7-Eleven.
 16. During the relevant times of this lawsuit, Defendant 7-Eleven failed to pay the Plaintiffs and members of the Plaintiff class at the rate of one-and-a-half times their normal rate of pay for all hours worked in excess of forty (40) hours per week as required by section 7(a) of the FLSA, 29 U.S.C. § 207(a).
 17. Defendant also failed to pay the Plaintiffs and members of the Plaintiff class for all compensable time for which the Plaintiffs provided work for the benefit of Defendant. Plaintiffs sometimes worked hours that did not appear on their pay stub and would sometimes work forty-five (45) hours during a workweek but would only be paid for less than 40 hours.
 18. Plaintiffs and members of the Plaintiff class are entitled to back wages at the rate on one-and-a-half times their regular rate of pay for all overtime hours worked in excess of forty (40) hours per week, pursuant to section 16(b) of the FLSA, 29 U.S.C. § 216(b), all in an amount to be determine during the trial of this matter.
 19. Plaintiff and members of the Plaintiff class are also entitled to an award of back pay at their regular hourly rate or their overtime rate, as appropriate compensation for all time spent working for the Defendant. Said compensation was wrongfully excluded by Defendant 7-Eleven in calculating the Plaintiffs and Plaintiff members' compensable time.
 20. The failure of Defendant to compensate the Plaintiffs and the Plaintiff members for overtime work and for "off the clock hours" as required by the FLSA was knowing,

willful, intentional, and done in bad faith. Therefore, Plaintiffs and Plaintiff members are entitled to an award as liquidated damages equal to the amount of overtime compensation and unpaid compensation due to them under the FLSA, pursuant to section 16(b) of the FLSA, 29 U.S.C. § 216(b).

21. The work and pay records of Plaintiffs and members of the Plaintiff class are in the possession, custody, and/or control of the Defendant, and Defendant is under a duty to pursuant to section 11(c) of the FLSA, 29 U.S.C. § 211(c), and pursuant to the regulations of the United States Department of Labor to maintain and preserve such payroll and other employment records from which the amount of Defendant's liability can be ascertained. Plaintiffs request an order of this Court requiring the Defendant to preserve such records during the pendency of this action.

22. Plaintiffs are also entitled to an award of reasonable attorneys' fees and costs incurred in prosecuting this action, pursuant to 29 U.S.C. § 216(b).

FOR A SECOND CAUSE OF ACTION
(South Carolina Payment of Wages Act)
(Individually for both Plaintiffs and Collective Action)

23. Plaintiffs repeat and reallege each and every allegation of paragraphs one through twenty-two as if restated verbatim herein.

24. Defendant is an "employer" as defined by the South Carolina Payment of Wages Act, S.C. Code Ann. § 41-10-10(1).

25. Defendant employed the Plaintiffs and members of the Plaintiff class within the State of South Carolina.

26. Defendant owes Plaintiffs and members of the class "wages" as defined in S.C. Code Ann. § 41-10-10(2).

27. Defendant failed to pay the Plaintiff and the members of the class all wages due, as required by Sections 41-10-40 and 50 of the Act.

28. Defendant's failure to pay Plaintiff and members of the class all wages due is willful, without justification, and in violation of the duty of good faith and fair dealings.

29. Pursuant to Section 41-10-80(C) of the Act, Plaintiffs and the members of the Plaintiff class are entitled to recover in this action an amount equal to three times the full amount of their unpaid wages, or their wrongfully.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs and similarly situated employees who are expected to join this action request the following relief:

- a. Designation of this action as a collective action on behalf of the FLSA collective class pursuant to 29 U.S.C. § 216(b);
- b. Judgment against the Defendant for an amount equal o Plaintiffs unpaid back wages at the applicable overtime rates;
- c. Judgment against the Defendant that its violation of the FLSA and its implementing regulations were willful;
- d. Liquidated damages in an amount equivalent to the overtime damages owed to Plaintiffs;
- e. Treble damages pursuant to the South Carolina Payment of Wages Act;
- f. Leave to add additional plaintiffs by motion, the filing of written consent forms; or any other method approved by the Court;

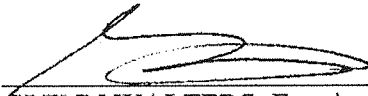
JURY TRIAL DEMANDED

Plaintiffs on behalf of themselves and on behalf of all other similarly-situated employees

hereby demand a trial by jury.

At Orangeburg, SC

Dated: 4/25, 2014



GLENN WALTERS, Esquire
1910 Russell Street (29115)
Post Office Box 1346
Orangeburg, SC 29116
Phone: 803 531-8844
Fax: 803 531-3628
SC Bar No.: 13198
Attorney for Plaintiff