

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

Civil Action No. 1:20-cv-02130-NYW

REBECCA SMITH;
ELLEN LARSON;
JUSTINE LUND;
and JAIME and JARED BEARD, *individually, and on behalf of all others similarly situated,*

Plaintiffs,

vs.

THE ALIERA COMPANIES, INC., f/k/a Alieria Healthcare, Inc.;
TRINITY HEALTHSHARE, INC.;
and ONESHARE HEALTH, LLC, f/k/a Unity Healthshare, LLC and as Kingdom Healthshare Ministries, LLC,

Defendants.

DEFENDANTS' NOTICE OF PRIOR RELATED CASE

Pursuant to 28 U.S.C. § 636(c) and D. Colo. L.R. 40.1(c), the parties have separately submitted the form electing to non-consent to the exercise of jurisdiction by a magistrate judge. In connection with that filing, Defendants give notice to the Court that a putative class action by four of the same Plaintiffs was previously pending in this Court asserting the same claims against two of the three defendants. *Larson v. Alieria Cos. Inc.*, No. 1:20-cv-00102-DDD-KMT (D. Colo. Jan 13, 2020). The prior related case was assigned to Judge Daniel Domenico, but voluntarily dismissed by Plaintiffs on June 19, 2020, after the defendants filed responses to the Complaint. Plaintiffs refiled in state court that same day, adding a fifth plaintiff and a third defendant. Defendants removed to this Court on July 20, 2020.

Defendants sought to file this notice jointly, but Plaintiffs state that they did not agree with

the necessity of the additional notice, so Defendants are filing it separately out of an abundance of caution and to merely make sure that the prior related case has been disclosed by the Parties.

/s/Kyle G.A. Wallace

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*Attorneys for Defendant Trinity Healthshare,
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CERTIFICATE OF SERVICE

I certify that on August 5, 2020, I electronically filed the foregoing **NOTICE OF PRIOR RELATED CASE** with the Clerk of Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/Kyle G.A. Wallace

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