

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Sameena El-Khashab, as parent and natural guardian of M.E., a minor, individually and behalf of all others similarly situated,  <i>Plaintiff</i>  v.  The Glen Mills School & Randy Irseon, Executive Director of Glen Mills School  <i>Defendants.</i>	Civil Action No.:    Jury Trial Demanded
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**CLASS ACTION COMPLAINT**

**I. INTRODUCTION**

1. This case is about the multi-system failure of those charged with protecting and rehabilitating wayward youth. On April 8, 2019, the Pennsylvania Department of Human Services revoked the Glen Mills Reform School (“Glen Mills”) licenses following “documented instances of abuse against former students” and basic failure to abide by “the Human Services Code and DHS regulations” including engaging in “gross incompetence, negligence, and misconduct in operating the facility and mistreatment and abuse of children in Glen Mills’ care.”

2. Beyond violating society’s basic trust to safeguard its youth, Glen Mills’ and its Executive Director, Randy Ireson’s, actions violated each resident’s Constitutional right to body integrity, including safeguards against unjustified intrusions into personal security. Glen Mills and Ireson further violated Constitutional guarantees by failing to establish policies and practices to protect the Plaintiff and the proposed putative Class defined below from known harms and known patterns of harms and civil rights deprivations.

3. Glen Mills and Ireson were aware of the danger each resident child was being placed in. The resulting harm to each resident child was foreseeable and direct and was willfully disregarded by Glen Mills and Ireson. It was solely through Glen Mills' and Ireson's authority that created the opportunity that otherwise would not have existed for these injurious to occur.

4. Glen Mills has since appealed the Department of Human Services order revoking its licenses. As a result, Glen Mills stands to be reinstated as a reform school. As such, injunctive and equitable relief is appropriate and necessary to ensure the school does not engage in any similar conduct in the future.

5. Plaintiff brings this action on behalf of herself as a parent and natural guardian of M.E. and all others similarly situated to redress the violations of his Constitutional rights guaranteed by the Fourth, Eighth, and Fourteenth Amendments. Plaintiff seeks an award of all available damages, including attorneys' fees and costs. Plaintiff also seeks all necessary injunctive and declaratory relief to prohibit any similar future conduct.

## **II. PARTIES**

### **A. PLAINTIFF**

6. Sameena El Khashbab is the parent and natural guardian of M.E. a minor. The Khashbab family currently resides in Bala Cynwyd, Montgomery County, Pennsylvania.

7. Prior to April 2017, M.E. was adjudicated delinquent in the Montgomery County Juvenile Court. The court committed M.E. to the custody of Glen Mills pursuant to a contract between Montgomery County and Glen Mills.

### **B. DEFENDANTS**

8. Defendant, The Glen Mills School ("Glen Mills"), is a Pennsylvania not-for-profit corporation with its principal place of business at 185 Glen Mills Road, Glen Mills, Pennsylvania 19342.

9. Defendant, Randy Ireson (“Ireson”), is an adult individual residing at 33 Threewood Drive #3, Glen Mills, Pennsylvania 19342. Ireson was the Executive Director of Glen Mills. Ireson was responsible for all aspects of the management and supervision of Glen Mills’ day-to-day operations, including developing and/or implementing policies and procedures to prevent the abuse of juveniles in Glen Mills’ care, and hiring, training and/or retaining Glen Mills’ leadership and staff.

10. Ireson took a leave of absence from Glen Mills on March 1, 2019, only days after an investigation into the school became public. Ireson continues to be compensated by Glen Mills and continues to live in school affiliated housing.

### **III. JURISDICTION AND VENUE**

11. This Court has subject matter jurisdiction over this matter pursuant to the Class Action Fairness Act, 28 U.S.C. § 1332(d)(2) and (6), in that: (a) the matter in controversy exceeds \$5,000,000.00, exclusive of interest and costs; (b) this is a class action involving 100 or more class members; and (c) at least one member of the Plaintiff class is a citizen of a State different from at least one Defendant.

12. Venue is proper in this district pursuant to 28 U.S.C. §§ 1391(a), (b) and/or (c); many of the acts and transactions giving rise to the violations of law complained of herein occurred in this district and Defendants conduct substantial business in this district.

### **IV. FACTUAL BACKGROUND**

#### **A. HISTORY OF THE GLEN MILLS SCHOOL**

13. Glen Mills was a state licensed residential school, pursuant to 55 Pa. Code. § 3800.11, which purported to provide “24-hour care, rehabilitation, and education to more than

600 students who attend [Glen Mills] under court order.”<sup>1</sup> Glen Mills was also registered as a facility that provides “educational services as part of a total rehabilitative package” which is required for court placement of a child.

14. Pennsylvania law mandates that facilities used for the commitment of delinquent children are “operated under the direction or supervision of the court or other public authority and approved by the Department of Public Welfare.” 42 Pa. C.S.A. § 6352 (a)(3).

15. Glen Mills purports to provide evidence-based programs such as “Positive Behavioral Intervention Supports, Moral Reconciliation and Coping with Anger” to turn its students away from crime.<sup>2</sup> Glen Mills’ website purports that the school employs a “Balanced and Restorative Justice (BARJ) compliant, residential program utilizing a Sociological Model, designed to effectuate long-term behavioral change and enhance life skills development.”<sup>3</sup>

16. The program includes “room and board, clothing, behavior management, individual and group counseling, academic and vocational programming, medical and dental services, as well as athletic and recreational opportunities.”<sup>4</sup>

17. Glen Mills has received thousands of placements and commitments of juveniles from this Commonwealth and other states by virtue of its promise of a progressive and effective program for delinquent children, with proven services.<sup>5</sup>

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<sup>1</sup> *Glenn Mills Schools v. Court of Common Pleas of Philadelphia Cnty.*, 513 Pa. 310 (1987).

<sup>2</sup> <http://www.glenmillsschool.org/admissions/regulatory-compliance/>

<sup>3</sup> <http://www.glenmillsschool.org/admissions/programs-offered/>

<sup>4</sup> <http://www.glenmillsschool.org/admissions/programs-offered/>

<sup>5</sup> <https://www.philiv.com/crime/a/glen-mills-schools-pa-abuse-juvenile-investigation-20190220.html>

18. The School is funded in large part by the Commonwealth and other government jurisdictions to provide services mandated by state law for children who have been adjudicated as delinquent in juvenile court. “Glen Mills receives taxpayer money, including a tuition of \$52,000 per year for each boy from Philadelphia...[with] annual revenues of around \$40 million.”<sup>6</sup>

**B. THE CULTURE OF ABUSE AT GLEN MILLS**

19. Despite Glen Mills’ manufactured image, Glen Mills’ leadership, led by Ireson, created and maintained a culture of fear and abuse, and ignored the medical and educational needs of its residents. The juveniles placed at Glen Mills suffered systematic physical and/or emotional abuse at the hands of Glen Mills’ leadership and staff.

20. The severe physical and/or emotional abuse suffered by these juveniles was perpetuated by Glen Mills’ failure to properly train, retain, supervise and/or discipline its staff. As a result, Glen Mills’ staff engaged in the severe physical and emotional abuse of juveniles as a matter of practice and custom, knowing that their conduct would not be subject to discipline by Glen Mills’ and/or Ireson.

21. The juveniles placed at Glen Mills also suffered severe physical and emotional abuse at the hands of fellow residents at the school. Glen Mills’ staff routinely encouraged and forced Glen Mills’ juveniles to fight each other. To trigger a student assault, Glenn Mills’ staff would tell students that they hoped that a particular student would not “slip in the shower.”

22. In December 2018, the Children’s Rights and the Education Law Center-PA published a report titled *Unsafe and Uneducated: Indifference to Dangers in Pennsylvania’s Residential Child Welfare Facilities*.

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<sup>6</sup> <https://www.philia.com/crime/a/glen-mills-schools-pa-abuse-juvenile-investigation-20190220.html>

23. The report revealed that Glen Mills “not only has a large number of incidents of staff physical maltreatment,” but has refused access to PA-DHS staff and state police. A PA-DHS’s violation report noted that staff was “belligerent” and “aggressive” with PA-DHS staff and state police who were investigating allegations of child abuse.<sup>7</sup>

24. The report also documented repeated instances of physical abuse to juveniles by Glen Mills’ staff from March 2014 to January 2017, including the use of severe physical violence.

25. In March 2019, the Philadelphia Inquirer reported that at least nine boys told the chief of the juvenile unit at the Defender Association of Philadelphia that “Glen Mills staffers encouraged Philadelphia students to sign [] pre-typed letters by falsely claiming their sentences would restart if they left Glen Mills for another program.”<sup>8</sup>

26. Glen Mills has known for many years of its culture of violence and abuse. Glen Mills touted that “it maintains its own informal security force” and relies only on “local volunteer fire companies and the state police for fire and police protection, respectively.”<sup>9</sup>

27. As early as 2001, the Utah Division of Youth Corrections engaged the Criminal and Juvenile Justice Consortium of the Graduate School of Social Work at the University of Utah to evaluate out-of-state placements for juvenile offenders. The evaluation culminated in the publishing of a comprehensive report in 2002 (the “Utah Report”).<sup>10</sup>

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<sup>7</sup> <https://www.childrensrights.org/press-release/unsafe-and-uneducated-new-report-reveals-dangers-for-youth-in-pennsylvania-foster-care/>

<sup>8</sup> <https://www.philly.com/news/glen-mills-schools-pa-abuse-letter-philadelphia-pittsburgh-remove-students-investigation-20190302.html>

<sup>9</sup> *In re Incorporation of the Borough of Glen Mills*, 1988 WL 183879, at \*2.

<sup>10</sup> <https://justice.utah.gov/Documents/Research/Juvenile/Out%20of%20State%20Placements.pdf>

28. The Utah Report evaluated six out-of-state facilities where the Utah Division of Youth Corrections sent juvenile offenders.

29. The Utah Report documented physical abuse at Glen Mills under the guise of discipline.

30. Students also reported lying about the abuse and systematic attempt by Glen Mills' leadership and staff to hide the abuse, going so far as intercepting letters and students getting "beat down" for reporting the abuse.

31. The Utah juveniles were often too afraid to report the abuse because they feared retaliation. Of the seventeen Utah juveniles who reported abuse at any placement facility, fifteen attended Glen Mills.

32. Glen Mills refused to provide taped interviews of staff and, unlike all the other out-of-state schools, Glen Mills refused to give evaluators access to case files.

33. Further, in 2018, the Philadelphia Department of Human Services ("DHS") accepted a 'corrective action plan' from Glen Mills after its staff attacked a juvenile. DHS identified the same set of abusive conduct that has been reported in the media. In response, Glen Mills informed DHS that it would make "significant changes to campus operations."<sup>11</sup>

34. On April 8, 2019, the Pennsylvania Department of Human Services revoked the Glen Mills Reform School ("Glen Mills") licenses following "documented instances of abuse against former students" and basic failure to abide by "the Human Services Code and DHS regulations" including engaging in "gross incompetence, negligence, and misconduct in operating the facility and mistreatment and abuse of children in Glen Mills' care."

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<sup>11</sup> <https://www.philly.com/news/glen-mills-schools-pa-abuse-letter-philadelphia-pittsburghremove-students-investigation-20190302.html>



**C. PLAINTIFF M.E.'S EXPERIENCE AT GLEN MILLS**

35. Prior to the events described below, M.E. had at all times maintained good behavior towards staff and never posed a physical threat to other students.

36. When M.E. was admitted to Glen Mills, he was assigned to live in Tyler-5 Hall. Within two weeks of moving into Tyler-5 Hall, M.E. was violently assaulted by three unknown staff members.

37. During the assault, two staff members took turns pinning M.E. down, while the third staff member repeatedly punched M.E. in the face, torso, and stomach. During this brutal attack and all others, M.E. did not resist nor did he defend himself because he was aware doing so would result in a more severe beating. The attack left M.E. with bruises and swelling in his face and lower body.

38. In June 2017, M.E. was assaulted by three staff members in the communal bathroom. Staff members pinned him to the floor and relentlessly punched him in his face, head, and upper body. This attack left M.E. with severe bruising, swelling, and bleeding from his mouth and face.

39. In July 2017, M.E. was assaulted by staff members identified as Chris and Dirk in his bedroom. Chris and Dirk were upset that M.E. did not make his bed using the method taught by Glen Mills, and violently attacked M.E. as punishment. One of the two staff members threw M.E. to the ground, and both punched and kicked M.E. repeatedly.

40. Over the course of M.E.'s five months at Glen Mills, he estimates that he was assaulted by staff approximately 15-20 times.

41. While at Glen Mills, M.E. was repeatedly punished by being forced to sit in an uncomfortable position on the ground for over fourteen hours at a time. The sitting punishment



was known as “the Townhouse.” M.E. reports being forced to perform “the Townhouse” over twenty times over the course of five months.

42. In September 2017, M.E. was instructed by a staff member to perform a task. Performing the task made M.E. several minutes late to report back to his hall. As punishment for being late, a staff member locked M.E. in an office for over four hours. M.E. was not allowed to use a restroom while he was locked in the office.

43. As a result of being routinely and systematically assaulted by the Glenn Mills staff, M.E. suffered severe physical and orthopedic injuries which required medical attention. Staff members instructed M.E. to tell medical personnel that his injuries were the result of football practice or fights with other students. Staff members threatened to increase the frequency and severity of assaults for students who sought to report their behavior.

## **V. CLASS ACTION ALLEGATIONS**

44. This action is brought by the Named Plaintiff as a class action pursuant to Federal Rule of Civil Procedure 23 *et seq.*, on behalf of herself as the parent and natural guardian M.E. and the following class:

ALL PARENTS AND/OR NATURAL GUARDIANS OF  
MINOR PERSONS AND/OR ADULT PERSONS WHO  
ATTENDED THE GLEN MILLS SCHOOL. EXCLUDED FROM  
THE CLASS ARE SCHOOL EMPLOYEES AND/OR  
CONTRACTORS

45. The Class is believed to include thousands of persons.

46. The proposed members of the class are so numerous that the individual joinder of each would be impracticable. The exact number of class members is unknown at this time but can be ascertained readily from Glen Mills’ records.

47. This matter presents common questions of law and fact arising out of the Defendants' conduct that predominate over individual questions for purposes with Rule 23(a)(2) and (b)(3).

Among the numerous common, predominating common questions of law and fact are:

- a. Whether the conditions at The Glen Mills School were cruel or inhumane in violation of the Eighth and Fourteenth Amendments;
- b. Whether Defendants were deliberately indifferent to the conditions at the Glenn Mills School;
- c. Whether the Glen Mills and Ireson were aware of the danger each resident child was being placed in;
- d. Whether the resulting harm to each resident child was foreseeable;
- e. Whether Glen Mills and Ireson willfully disregarded the conditions at the school; and
- f. Whether Glen Mill's authority created the opportunity for harm that otherwise would not have existed.

48. The Named Plaintiff's claims herein are typical of the claims of the Class they seek to represent. Named Plaintiff and all members of the Class had their Constitutional rights violated by the conduct and indifference by The Glen Mills School and Ireson.

49. There are no unusual legal or factual issues which would cause management problems not normally and routinely handled in class actions.

50. The Named Plaintiff will fairly and adequately protect the interests of the class members. Named Plaintiff has retained experienced counsel in class action litigation and counsel has no adverse interest and is qualified to serve as class counsel. Named Plaintiff understands the nature of the claims, has no disqualifying factors, and will vigorously represent the interest of the class. Named Plaintiff, by agreement with Plaintiffs' counsel, has the resources available to them to prosecute the case fully and completely.

**VI. CLAIMS FOR RELIEF**

**COUNT I –VIOLATION OF 42 U.S.C. § 1983 (VIOLATIONS OF FOURTH,  
EIGHTH, AND FOURTEENTH AMENDMENTS)  
(On Behalf of the Class)**

51. Plaintiff incorporates by reference all prior allegations.

52. Defendants have collectively established a policy, custom or practice to establish and maintain a culture of fear and abuse and ignored the medical and educational needs of its residents by subjecting its custodial guests to systematic physical and/or emotional abuse at the hands of Glen Mills' leadership and staff.

53. The Fourth, Eighth and Fourteenth Amendments provide citizens the right to be secure in their persons and prohibit Glen Mills and its leadership and staff from imposing cruel and unusual punishment on Plaintiff and the Class, including the policymaking at Glen Mills that created the culture of fear and abuse described herein.

54. As a direct and proximate result of Defendants' policy, custom or practice, Plaintiff and members of the Classes were deprived their right to be secure, free from physical abuse and unreasonable or excessive force, and caused Plaintiff and Class members grave physical, emotional, psychological and other harm.

55. In addition to damages, injunctive relieve is also necessary to ensure Defendants' unlawful conduct continue should Glen Mills obtain reinstatement of its license.

**COUNT II- NEGLIGENCE  
(On Behalf of the Class)**

56. Plaintiff incorporates by reference all prior allegations.

57. Glen Mills owned, operated and controlled the Glen Mills School, its leadership and staff.

58. Glen Mills had a duty to establish and enforce policies and procedures to prevent juveniles under Glen Mills' care, custody and/or control from being abused, physically and/or psychologically, by its staff and/or by other residents at Glen Mills.

59. Ireson, as Executive Director of Glen Mills, was responsible for all aspects of the management and supervision of Glen Mills' day-to-day operations.

60. Ireson had a duty to create, implement, and/or enforce policies and procedures to prevent employees from physically abusing juveniles under Glen Mills' care.

61. Glen Mills and Ireson, by and through their employees, servants, and actual, apparent, and/or ostensible agents breached their duties and were careless, negligent, grossly negligent, reckless and/or outrageous, both generally and in the following specific respects:

- a. Failing to establish sufficient policies and procedures to prevent physical and psychological abuse of Glen Mills' residents by Glenn Mills' staff;
- b. Exposing Plaintiff and countless other children to unreasonable danger by failing to enforce whatever policies and procedures were in place;
- c. Failing to report instances of child abuse to the appropriate authorities;
- d. Failing to hire competent staff;
- e. Failing to properly train and/or supervise the staff at Glen Mills;
- f. Failing to detect a rampant and open culture of abuse of juveniles in Glen Mills' care;
- g. Failing to stop a rampant and open culture of abuse of juveniles in Glen Mills' care;
- h. Exposing Glen Mills' residents to widespread and systematic abuse over the course of decades;
- i. Improperly handling past allegations of abuse;
- j. Threatening Glen Mills' residents with physical harm in an attempt to prevent them from reporting abuse;

- k. Failing to provide meaningful oversight of staff;
- l. Refusing to allow parents of Glen Mills' residents reasonable access to their children;
- m. Preventing Glenn Mills' residents from seeking appropriate medical attention for the injuries incurred by Glen Mills' staff;
- n. Preventing Glen Mills' residents from honestly disclosing the causes of their injuries to medical personnel;
- o. Violating state standards for juvenile correctional facilities;
- p. Failing to adopt, enact, employ and/or enforce proper and adequate safety procedures, programs and rules;
- q. Failing to properly supervise Glen Mills' leadership and staff;
- r. Violating the civil rights of children;
- s. Failing to terminate employees who consistently abused children; and
- t. Failing to terminate employees who consistently allowed staff to abuse children.

62. By conducting itself as described above, Glen Mills' and Ireson's acts and/or omissions were a substantial factor, a factual cause and/or increased the risk of harm of Plaintiff and the Class severe physical and emotional injuries.

**WHEREFORE**, Plaintiff respectfully requests that the Court,

- a. Certify the Class as defined above pursuant to Rule 23(a) and (b)(3);
- b. Name Saltz, Mongeluzzi, Barrett & Bendesky, P.C. counsel for the class and name Sameena El-Khashab, as parent and natural guardian of M.E., as the class representative;
- c. Enter judgment in favor of Plaintiff and the Class pursuant to 42 U.S.C. § 1983 concluding that the Defendants have violated Plaintiff and the Class's constitutional rights;
- d. Award Plaintiff and the Class all available damages, including punitive damages;
- e. Grant Plaintiff and the Class all necessary equitable and injunctive relief to prohibit Glenn Mills from engaging in similar conduct; and
- f. Award Plaintiffs the reasonable costs and expenses incurred in the prosecution of this action including reasonable attorneys' fees, pursuant to 42 U.S.C. § 1988.

Dated: May 13, 2019

BY: /s/ Robert J. Mongeluzzi  
Robert J. Mongeluzzi  
Larry Bendesky  
Adam J. Pantano  
Patrick Howard  
Daniel Ceisler  
**SALTZ MONGELUZZI BARRETT  
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*Attorneys for Plaintiff and the Putative Class*



JS 44 (Rev 06/17)

## 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 courts. 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

Sameena El-Khashab, as parent and natural guardian of M.E., a minor,  
individually and on behalf of all others similarly situated.

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

## DEFENDANTS

The Glen Mills School &  
Randy Irseon, Executive Director of Glen Mills School

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

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

Attorneys (If Known)

(c) Attorneys (Firm Name, Address, and Telephone Number)  
Robert J. Mongeluzzi - Saltz Mongeluzzi Barrett & Bendesky PC  
1650 Market Street, 52nd Floor  
Philadelphia, PA 19103 (215) 496-8282

## 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                        |   | PTF                        | DEF                        |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

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

Click here for Nature of Suit Code Descriptions

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<b>PERSONAL INJURY</b> <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<b>PERSONAL INJURY</b> <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability <b>PERSONAL PROPERTY</b> <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other <b>LABOR</b> <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act <b>IMMIGRATION</b> <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 <b>PROPERTY RIGHTS</b> <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <b>SOCIAL SECURITY</b> <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) <b>FEDERAL TAX SUITS</b> <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
<b>REAL PROPERTY</b> <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<b>CIVIL RIGHTS</b> <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer w/Disabilities - Employment <input type="checkbox"/> 446 Amer w/Disabilities - Other <input checked="" type="checkbox"/> 448 Education	<b>PRISONER PETITIONS</b> <b>Habeas Corpus:</b> <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty <b>Other:</b> <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

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

- ☒ 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 U.S.C. § 1983  
 Brief description of cause  
 Civil Rights

## VII. REQUESTED IN COMPLAINT:

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

## DEMAND \$

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

## VIII. RELATED CASE(S) IF ANY

(See instructions)

JUDGE Harvey Bartle, III

DOCKET NUMBER 19-cv-01541-HB

DATE

SIGNATURE OF ATTORNEY OF RECORD

MAY 15 2019

FOR OFFICE USE ONLY

RECEIPT #

AMOUNT

APPLYING AFP

JUDGE

MAG JUDGE



**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**19****2224****DESIGNATION FORM**

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: 35 Madison Avenue, Bala Cynwyd, PA 19004Address of Defendant: 185 Glen Mills Road, Glen Mills, PA 19342Place of Accident, Incident or Transaction: Glen Mills, PA**RELATED CASE, IF ANY:**Case Number: 19-01541-HB Judge: Judge Harvey Bartle, III Date Terminated: \_\_\_\_\_

Civil cases are deemed related when Yes is answered to any of the following questions.

- |  |                              |  |
|--|------------------------------|--|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?            | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

I certify that, to my knowledge, the within case ☒ is / ☐ is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE \_\_\_\_\_

Robert J. Mongeluzzi  
Attorney-at-Law / Pro Se Plaintiff36283

Attorney I.D. # (if applicable)

**CIVIL: (Place a ✓ in one category only)****A. Federal Question Cases:**

- ☐ 1. Indemnity Contract, Marine Contract, and All Other Contracts
- ☐ 2. FELA
- ☐ 3. Jones Act-Personal Injury
- ☐ 4. Antitrust
- ☐ 5. Patent
- ☐ 6. Labor-Management Relations
- ☒ 7. Civil Rights
- ☐ 8. Habeas Corpus
- ☐ 9. Securities Act(s) Cases
- ☐ 10. Social Security Review Cases
- ☐ 11. All other Federal Question Cases

(Please specify): \_\_\_\_\_

**B. Diversity Jurisdiction Cases:**

- ☐ 1. Insurance Contract and Other Contracts
- ☐ 2. Airplane Personal Injury
- ☐ 3. Assault, Defamation
- ☐ 4. Marine Personal Injury
- ☐ 5. Motor Vehicle Personal Injury
- ☐ 6. Other Personal Injury (Please specify) \_\_\_\_\_
- ☐ 7. Products Liability
- ☐ 8. Products Liability - Asbestos
- ☐ 9. All other Diversity Cases

(Please specify) \_\_\_\_\_

**ARBITRATION CERTIFICATION**

(The effect of this certification is to remove the case from eligibility for arbitration.)

Robert J. Mongeluzzi

, counsel of record or pro se plaintiff, do hereby certify

☒ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs☐ Relief other than monetary damages is sought.

DATE \_\_\_\_\_

Robert J. Mongeluzzi  
Attorney-at-Law / Pro Se Plaintiff**MAY 15 2019**36283

Attorney I.D. # (if applicable)

NOTE A trial de novo will be a trial by jury only if there has been compliance with F R C P 38

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**19****2224**

**CASE MANAGEMENT TRACK DESIGNATION FORM**

Sameena El-Khashab, as parent and natural guardian  
of M E , a minor, individually and on behalf of all others  
similarly situated v.

CIVIL ACTION

The Glen Mills School & Randy Irseon, Executive  
Director of Glen Mills School

NO.

In accordance with the Civil Justice Expense and Delay Reduction Plan of this court, counsel for plaintiff shall complete a Case Management Track Designation Form in all civil cases at the time of filing the complaint and serve a copy on all defendants. (See § 1:03 of the plan set forth on the reverse side of this form.) In the event that a defendant does not agree with the plaintiff regarding said designation, that defendant shall, with its first appearance, submit to the clerk of court and serve on the plaintiff and all other parties, a Case Management Track Designation Form specifying the track to which that defendant believes the case should be assigned.

**SELECT ONE OF THE FOLLOWING CASE MANAGEMENT TRACKS:**

- (a) Habeas Corpus – Cases brought under 28 U.S.C. § 2241 through § 2255. ( )
- (b) Social Security – Cases requesting review of a decision of the Secretary of Health and Human Services denying plaintiff Social Security Benefits. ( )
- (c) Arbitration – Cases required to be designated for arbitration under Local Civil Rule 53.2. ( )
- (d) Asbestos – Cases involving claims for personal injury or property damage from exposure to asbestos. ( )
- (e) Special Management -- Cases that do not fall into tracks (a) through (d) that are commonly referred to as complex and that need special or intense management by the court. (See reverse side of this form for a detailed explanation of special management cases.) (X)
- (f) Standard Management – Cases that do not fall into any one of the other tracks. ( )

<p>_____ <b>Date</b></p> <p>(215) 496-8282 _____ <b>Telephone</b></p>	<p style="text-align: center;">Robert J. Mongeluzzi _____ <b>Attorney-at-law</b></p> <p style="text-align: center;">(215) 496-0999 _____ <b>FAX Number</b></p>	<p style="text-align: center;">Sameena El-Khashab, as parent and natural guardian of M E , a minor, Plaintiff _____ <b>Attorney for</b></p> <p style="text-align: center;">mongeluzzi@smbb.com _____ <b>E-Mail Address</b></p>
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**MAY 15 2019**