

**United States District Court for the Eastern District of New York**  
**To All Current and Former Employees of ICE CREAM HOUSE**  
**ON BEDFORD AVE LLC, ICE CREAM HOUSE, LLC, ICE**  
**CREAM HOUSE ON AVE M LLC, ICE CREAM HOUSE ON**  
**36TH STREET LLC, DANIEL KLEIN, DAVID KLEIN, and**  
**AVIGDOR KLEIN**

**If you worked for ICE CREAM HOUSE ON  
BEDFORD AVE LLC, ICE CREAM  
HOUSE, LLC, ICE CREAM HOUSE ON  
AVE M LLC, ICE CREAM HOUSE ON  
36TH STREET LLC, DANIEL KLEIN,  
DAVID KLEIN, and AVIGDOR KLEIN  
within the last 6 years, you may be eligible to  
join this Lawsuit**

**The Court Authorized this Notice. This is not a  
Solicitation from a Lawyer**

**Si Ud. Desea una Copia de esta Noticia en Español, Llame al 212-583-7400**

**WHAT'S THIS CASE ABOUT?**

A former employee of Ice Cream House on Bedford Ave LLC, Ice Cream House, LLC, Ice Cream House on Ave M LLC, Ice Cream House on 36th Street LLC, Daniel Klein, David Klein, and Avigdor Klein has sued these companies, claiming that he was not paid time and a half of his regular hourly rate for overtime hours. He has brought a federal claim, made under the Fair Labor Standards Act,

**Questions?**

Contact Plaintiffs' counsel at:  
(212) 583-7400 or NDuran@CafaroEsq.com

(FLSA), and state claims, made under the New York Labor Law, (NYLL). The case is WILLIAM GALACIA, on behalf of himself and all others similarly situated against ICE CREAM HOUSE ON BEDFORD AVE LLC, ICE CREAM HOUSE, LLC, ICE CREAM HOUSE ON AVE M LLC, ICE CREAM HOUSE ON 36TH STREET LLC, REAL KOSHER ICE CREAM INC. DANIEL KLEIN, DAVID KLEIN, and AVIGDOR KLEIN Case No. 16-CV-6738. You are eligible to make a state claim if you worked for any of the companies at any time since December 6, 2010, and you are eligible to make a federal claim if you worked for the company at any time since December 6, 2013.

### **DO I QUALIFY TO JOIN THE LAWSUIT?**

You qualify to join if you have worked for any of these companies at any time since December 6, 2010 and you did not receive time and a half for all the overtime hours you worked. You can still qualify if you were paid in cash, and you do not need written proof showing that you actually did such work in order to join the lawsuit. You can still join if you are undocumented.

### **WHAT DO I HAVE TO DO TO JOIN THE LAWSUIT?**

If you want to join, you have to sign the enclosed blue form, include your name, address and the best phone number to reach you, and put it in the mail (or e-mail it to the e-mail address below) on or before [date] to join the federal action. Your name will be filed with the Court, but your address, e-mail address and phone number, if you choose to provide them, will not. If you were paid by check, please write your name exactly as it appeared on your paycheck when you fill out the blue form, and the address where you want your payment or any other notices mailed to. Your legal rights will be affected depending on whether you send in the blue form or not, so please read this carefully. By signing the blue form, you agree that you will be represented by the Collective Counsel, The Law Offices of William Cafaro.

#### **Questions?**

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## **WHAT IF I DECIDE NOT TO JOIN THE LAWSUIT?**

If you decide not to join this lawsuit, you will not receive any of the benefits obtained if the workers are successful in the lawsuit. Additionally, if you do not join, the time within which you are allowed to file your own federal lawsuit will continue to run and will eventually run out. If you decide that you want to get your own lawyer and/or file your own lawsuit, you have every right to do so, but if you want to do this, you should act as soon as possible to make sure your rights are protected.

## **WHO SHOULD I CALL IF I WANT MORE INFORMATION ABOUT THE LAWSUIT OR WHAT MY RIGHTS ARE?**

### **Collective Counsel:**

William Cafaro, Esq.  
LAW OFFICES OF WILLIAM CAFARO  
108 West 39<sup>th</sup> Street, Suite 602  
New York, NY 10018  
212-583-7400  
or e-mail to:  
[nduran@cafaro.esq.com](mailto:nduran@cafaro.esq.com)

**IT IS ILLEGAL FOR YOUR EMPLOYER TO FIRE YOU OR  
OTHERWISE RETALIATE AGAINST YOU  
FOR JOINING THIS LAWSUIT**

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