

1 Christopher Ho, SBC No. 129845  
2 Marsha J. Chien, SBC No. 275238  
3 The LEGAL AID SOCIETY –  
4 EMPLOYMENT LAW CENTER  
5 180 Montgomery Street, Suite 600  
6 San Francisco, California 94104-4244  
7 Telephone: (415) 864-8848  
8 Facsimile: (415) 593-0096

6 Blanca A. Bañuelos, SBC No. 231585  
7 Esmeralda Zendejas, SBC No. 258809  
8 CALIFORNIA RURAL LEGAL  
9 ASSISTANCE, INC.  
10 145 E. Weber Avenue  
11 Stockton, CA 95202  
12 Telephone: (209) 946-0609  
13 Facsimile: (209) 946-5730

10 Michael L. Meuter, SBC No. 161554  
11 CALIFORNIA RURAL LEGAL  
12 ASSISTANCE, INC.  
13 3 Williams Road  
14 Salinas, CA 93905  
15 Telephone: (831) 757-5221  
16 Facsimile: (831) 757-6212

Felicia Espinosa, SBC No. 267198  
CALIFORNIA RURAL LEGAL  
ASSISTANCE, INC.  
2115 Kern Street, Suite 370  
Fresno, CA 93721  
Telephone: (559) 441-8721  
Facsimile: (559) 441-0724

Daniel Torres, SBC No. 221396  
CALIFORNIA RURAL LEGAL  
ASSISTANCE, INC.  
631 Howard Street, Suite 300  
San Francisco, CA 94105  
Telephone: (415) 777-2846  
Facsimile: (415) 543-2752

15 Attorneys for Plaintiff

16 **IN THE UNITED STATES DISTRICT COURT**  
17 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

19 JOSE ARNULFO ARIAS,

20 Plaintiff,

21 v.

22 ANTHONY RAIMONDO, an individual; and  
23 DOES ONE through TWENTY,

24 Defendants.

Case No.: 2:13-cv-00904-TLN EFB

**FIRST AMENDED COMPLAINT FOR  
RETALIATION**

- 1. **Retaliation in Violation of the Fair Labor Standards Act**
- 2. **Intentional Infliction of Emotional Distress**
- 3. **Unfair Competition Law**

**Jury Trial Demanded**

**EXHIBIT C**

---

From: Brar, Kulwinder [Kulwinder.Brar@dhs.gov]  
Sent: Thursday, June 16, 2011 7:48 AM  
To: Anthony Raimondo  
Subject: RE: Any update?

Waiting for a file once we have information will let you know thanks!

Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

From: Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
Sent: Wednesday, June 15, 2011 11:08 AM  
To: 'Brar, Kulwinder'  
Subject: RE: Any update?

I have some additional information for you. Jose Arias used California Drivers' License number REDACTED

I hope this helps. He will be attending a deposition next week. If there is an interest in apprehending him, please let me know so that we can make the necessary arrangements.

Thanks,

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD WAYTE & CARRUTH  
5 River Park Place East  
P.O. Box 28912  
Fresno CA 93729-8912  
(559) 433-1300  
(559) 433-2300 (fax)  
(559) 801-2226 (cell)  
e-mail: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential or proprietary material for the sole use of the intended recipient. Any review, use, distribution or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply e-mail and delete all copies of this message.

-----Original Message-----

**From:** Brar, Kulwinder [mailto:Kulwinder.Brar@dhs.gov]  
**Sent:** Monday, June 13, 2011 9:17 AM  
**To:** Anthony Raimondo  
**Subject:** RE: Any update?

No problem we just want to make sure we have all the facts correct thanks!

Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

**From:** Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
**Sent:** Monday, June 13, 2011 9:11 AM  
**To:** 'Brar, Kulwinder'  
**Subject:** RE: Any update?

I understand. Thanks again for your assistance. I appreciate any help you can provide.

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP

5 River Park Place East  
P.O. Box 28912  
(559)433-1300  
(559)433-2300 (fax)  
(559)801-2226 (cell)  
email: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential, privileged, or proprietary material for the sole use of the intended recipient. Any review, use, distribution, or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply email and delete all copies of this message.

-----Original Message-----

**From:** Brar, Kulwinder [mailto:Kulwinder.Brar@dhs.gov]  
**Sent:** Monday, June 13, 2011 9:09 AM  
**To:** Anthony Raimondo  
**Subject:** RE: Any update?

That is what we are trying to get you confirmation on and this one was not as easy as the last one.

Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

**From:** Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
**Sent:** Monday, June 13, 2011 9:05 AM  
**To:** 'Brar, Kulwinder'  
**Subject:** RE: Any update?

Not a problem at all. Please accept my apologies for continuing to bug you, and my thanks for your assistance.

I think the primary need that I have is to confirm what I suspect - that this individual is in the country illegally. If such confirmation can be obtained, we can put OIG on notice that LSC funds are being misused.

Thanks again for your time and assistance.

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP

5 River Park Place East  
P.O. Box 28912  
(559)433-1300  
(559)433-2300 (fax)  
(559)801-2226 (cell)  
email: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential, privileged, or proprietary material for the sole use of the intended recipient. Any review, use, distribution, or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply email and delete all copies of this message.

-----Original Message-----

**From:** Brar, Kulwinder [mailto:Kulwinder.Brar@dhs.gov]  
**Sent:** Monday, June 13, 2011 8:55 AM  
**To:** Anthony Raimondo  
**Subject:** RE: Any update?

We are researching it ...trying to get status for you....thanks for your patience!

Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

**From:** Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
**Sent:** Monday, June 13, 2011 8:50 AM  
**To:** 'Kulwinder.Brar@dhs.gov'  
**Subject:** Any update?

Just checking in - there are depositions next week, and if possible, I would like to prevent these attorneys from providing any further services at the taxpayers' expense.

Thanks.

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP

5 River Park Place East  
P.O. Box 28912  
(559)433-1300  
(559)433-2300 (fax)  
(559)801-2226 (cell)  
email: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential, privileged, or proprietary material for the sole use of the intended recipient. Any review, use, distribution, or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply email and delete all copies of this message.

---

**From:** Brar, Kulwinder [Kulwinder.Brar@dhs.gov]  
**Sent:** Monday, June 13, 2011 9:17 AM  
**To:** Anthony Raimondo  
**Subject:** RE: Any update?

No problem we just want to make sure we have all the facts correct thanks!

Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

**From:** Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
**Sent:** Monday, June 13, 2011 9:11 AM  
**To:** 'Brar, Kulwinder'  
**Subject:** RE: Any update?

I understand. Thanks again for your assistance. I appreciate any help you can provide.

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP

5 River Park Place East  
P.O. Box 28912  
(559)433-1300  
(559)433-2300 (fax)  
(559)801-2226 (cell)  
email: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential, privileged, or proprietary material for the sole use of the intended recipient. Any review, use, distribution, or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply email and delete all copies of this message.

-----Original Message-----

**From:** Brar, Kulwinder [mailto:Kulwinder.Brar@dhs.gov]  
**Sent:** Monday, June 13, 2011 9:09 AM  
**To:** Anthony Raimondo  
**Subject:** RE: Any update?

That is what we are trying to get you confirmation on and this one was not as easy as the last one.

Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

**From:** Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
**Sent:** Monday, June 13, 2011 9:05 AM  
**To:** 'Brar, Kulwinder'  
**Subject:** RE: Any update?

Not a problem at all. Please accept my apologies for continuing to bug you, and my thanks for your assistance.

I think the primary need that I have is to confirm what I suspect - that this individual is in the country illegally. If such confirmation can be obtained, we can put OIG on notice that LSC funds are being misused.

Thanks again for your time and assistance.

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP

5 River Park Place East  
P.O. Box 28912  
(559)433-1300  
(559)433-2300 (fax)  
(559)801-2226 (cell)  
email: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential, privileged, or proprietary material for the sole use of the intended recipient. Any review, use, distribution, or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply email and delete all copies of this message.

-----Original Message-----

**From:** Brar, Kulwinder [mailto:Kulwinder.Brar@dhs.gov]  
**Sent:** Monday, June 13, 2011 8:55 AM  
**To:** Anthony Raimondo  
**Subject:** RE: Any update?

We are researching it ...trying to get status for you....thanks for your patience!



Kul Brar  
Forensic Auditor  
U.S. Department of Homeland Security  
Homeland Security Investigations - ICE  
Fresno RAC Office  
Tel. 559.457.7210  
Cell 559.412.3144  
Fax 559.487.5472

NOTICE: This email and any attachments are UNCLASSIFIED//FOR OFFICIAL USE ONLY (U//FOUO). It contains information that may be exempt from public release under the Freedom of Information Act (5 U.S.C. 552). It is to be controlled, stored, handled, transmitted, distributed, and disposed of in accordance with DHS policy relating to FOUO information and is not to be released to the public or other personnel who do not have a valid "need-to-know" without prior approval of an authorized DHS official. No portion of this email should be furnished to the media, either in written or verbal form. If you are not an intended recipient or believe you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use this information. Please inform the sender that you received this message in error and delete the message from your system.

---

**From:** Anthony Raimondo [mailto:Anthony.Raimondo@mccormickbarstow.com]  
**Sent:** Monday, June 13, 2011 8:50 AM  
**To:** 'Kulwinder.Brar@dhs.gov'  
**Subject:** Any update?

Just checking in - there are depositions next week, and if possible, I would like to prevent these attorneys from providing any further services at the taxpayers' expense.

Thanks.

Anthony P. Raimondo

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP

5 River Park Place East  
P.O. Box 28912  
(559)433-1300  
(559)433-2300 (fax)  
(559)801-2226 (cell)  
email: [anthony.raimondo@mccormickbarstow.com](mailto:anthony.raimondo@mccormickbarstow.com)

CONFIDENTIALITY NOTICE: This e-mail may contain confidential, privileged, or proprietary material for the sole use of the intended recipient. Any review, use, distribution, or disclosure by others is strictly prohibited. If you are not the intended recipient, or authorized to receive the information from the recipient, please contact the sender by reply email and delete all copies of this message.