

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

CASE NO.:
Circuit Court Case No. 2026 10817 CIDL

JENNIFER KRAVCHUCK,

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA,
INC. And T-MOBILE USA, INC.,
(as successor in interest to Sprint),

Defendants.

**DEFENDANTS, SAMSUNG ELECTRONICS AMERICA, INC. AND T-
MOBILE USA, INC.’S NOTICE OF REMOVAL**

I. NOTICE OF REMOVAL

**TO THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF FLORIDA, PLAINTIFF AND CO-DEFENDANT AND
ITS ATTORNEYS OF RECORD:**

NOTICE IS GIVEN that Defendants, **SAMSUNG ELECTRONICS AMERICA
INC.** (“SEA”), a New York corporation, and **T-MOBILE USA, INC.** (“T-MOBILE”),
a Delaware corporation, (collectively “Defendants”), hereby removes this civil action
from the Circuit Court of the Seventh Judicial Circuit in and for Volusia County, Florida,
Case No. 2026-10817-CIDL, to the United States District Court for the Middle District
of Florida, Orlando Division, pursuant to 28 U.S.C. §§ 1332, 1441(b), and 1446.

Defendants file this Notice of Removal within thirty (30) days after receipt of the Complaint on March 6, 2026. This Court has diversity jurisdiction because Plaintiff and the properly joined Defendants are citizens of different states and the amount in controversy exceeds \$75,000.00. The grounds for removal are set forth as follows:

I. BACKGROUND AND PROCEDURAL HISTORY

1. On February 26, 2026, Plaintiff JENNIFER KRAVCHUCK (“Plaintiff”) filed a Complaint in the Circuit Court of the Seventh Judicial Circuit in and for Volusia County, Florida, thereby commencing this action, styled *Jennifer Kravchuck v. Samsung Electronics America, Inc., and T-Mobile USA, Inc., (as successor in interest to Sprint)*, Case No. 2026-10817-CIDL (the “State Court Action”).

2. Copies of the Summons, Complaint, and all other process, pleadings, and papers served upon the Defendants in the State Court Action, as required by Local Rule 1.06 of this Court, are attached hereto as **Exhibit A**.

II. TIMELINESS, JOINDER, AND VENUE

3. SEA was served with the Summons and Complaint on March 6, 2026.

4. T-MOBILE was served with the Summons and Complaint on March 6, 2026.

5. Because Defendants were served with the Summons and Complaint on March 6, 2026, this Notice of Removal is timely under 28 U.S.C. § 1446(b) and (c). *See*

28 U.S.C. § 1446(b)(2)(B) (“Each defendant shall have 30 days after receipt by or service on that defendant of the initial pleading or summons...to file the notice of removal.”).

6. Venue is proper in the United States District Court for the Middle District of Florida, Orlando Division, because the State Court Action is pending within this district.

III. REMOVAL IS PROPER BECAUSE THIS COURT HAS DIVERSITY JURISDICTION

7. The Court has diversity jurisdiction over this civil action pursuant to 28 U.S.C. § 1332. As detailed below, this action is removable pursuant to 28 U.S.C. § 1441(b) because there is complete diversity between the proper parties and the amount in controversy exceeds the jurisdictional minimum.

A. The Parties Are Completely Diverse

8. Defendants are informed and believes that Plaintiff is a citizen and resident of Volusia County, Florida for purposes of diversity jurisdiction. *See Exhibit A.* Additionally, Plaintiff’s treating physicians are located in Florida.

9. SEA is a New York corporation with its principal place of business in New Jersey.

10. T-MOBILE is incorporated in Delaware with its principal place of business in Washington.

B. The Amount in Controversy Exceeds \$75,000.00

11. The test for determining whether the minimum amount in controversy requirement is whether it is “more likely than not” that plaintiff is seeking to recover more than \$75,000 in this action, exclusive of interest and costs. *Dart Cherokee Basin Operating Co., LLC v. Owens*, 135 S. Ct. 547, 553 (2014) (“[W]hen a defendant seeks federal-court adjudication, the defendant’s amount-in-controversy allegation should be accepted when not contested by the plaintiff or questioned by the court.”).

12. Although Defendants deny liability as to Plaintiff’s claims, the jurisdictional amount is satisfied. Specifically, prior to filing suit, Plaintiff’s counsel served SEA with a pre-suit demand in the amount of \$200,000.00. Within said demand, Plaintiff alleges that she sustained a significantly large burn injury to her abdomen and seeks damages for past and future medical expenses. Further, according to the demand, Plaintiff has treated with multiple health care providers, including treatment at a hospital.

13. As such, Defendant anticipates that Plaintiff will seek damages, exceeding the sum of \$75,000.00, exclusive of interest and costs and that Plaintiff has a good faith belief that the amount in controversy in this case exceeds \$75,000.00.

14. Removing a complaint that “does not claim a specific amount of damages . . . is proper if it is facially apparent from the complaint that the amount in controversy exceeds the jurisdictional requirement.” *Pretka v. Kolter City Plaza II, Inc.*, 608 F.3d 744, 754 (11th Cir. 2010) (*quoting Williams v. Best Buy Co., Inc.*, 269 F.3d 1316, 1319 (11th Cir. 2001)). The Eleventh Circuit permits district courts, when engaging in this

jurisdictional analysis, “to make ‘reasonable deductions, reasonable inferences, or other reasonable extrapolations’ from the pleadings to determine whether it is facially apparent that a case is removable.” *Bush v. Winn Dixie Montgomery, LLC*, 132 F. Supp. 3d 1317, 1319 (N.D. Ala. 2015) (quoting *Roe v. Michelin N. Am., Inc.*, 613 F.3d 1058, 1062 (11th Cir. 2010)). “Put simply, a district court need not suspend reality or shelve common sense in determining whether the face of a complaint . . . establishes the jurisdictional amount.” *Id.* Rather, courts “may use their judicial experience and common sense in determining whether the case stated in a complaint meets federal jurisdictional requirements.” *Id.*

15. Here, judicial experience and common-sense lead to a reasonable certainty that the amount in controversy in this case exceeds \$75,000.

16. In view of the foregoing, and in accordance with 28 U.S.C. § 1446, Defendants assert that the amount in controversy in this case is in excess of \$75,000.00, and the amount-in-controversy requirement of 28 U.S.C. § 1332 is satisfied.

IV. NOTICE TO ADVERSE PARTIES

16. Per 28 U.S.C. § 1446(d), promptly after filing the Notice of Removal, Defendants shall give written notice thereof to all adverse parties and shall file a copy of the notice with the clerk of the Circuit Court of the Seventh Judicial Circuit in and for Volusia County, Florida, which shall effect the removal and proceed no further unless and until the case is remanded.

V. CONCLUSION

WHEREFORE, Defendants SAMSUNG ELECTRONICS AMERICA, INC. and T-MOBILE USA, INC. respectfully removes this action from the Circuit Court of the Seventh Judicial Circuit in and for Volusia County, Florida, to the United States District Court for the Middle District of Florida, Orlando Division.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 3rd day of April, 2026, a true and correct copy of the foregoing, with Exhibits, has been electronically filed *via* the CM/ECF Portal in the Middle District of Florida – Orlando Division, which will generate a notice of filing to Plaintiff’s counsel, Awad Zitawi-Vazquez, Esquire, The Pendas Law Firm, azvazquez@pendaslaw.com; narguinzoni@pendaslaw.com; pleadings@pendaslaw.com.

Wilson Elser Moskowitz Edelman & Dicker LLP

By: /s/ Sara D. McLaughlin

TAI PHETSANGHANE, ESQUIRE

Florida Bar No.: 86205

SARA D. McLAUGHLIN, ESQUIRE

Florida Bar No.: 1022137

tai.phetsanghane@wilsonelser.com

sara.mclaughlin@wilsonelser.com

heather.sadusky@wilsonelser.com

susan.baughman@wilsonelser.com

111 North Orange Avenue, Suite 1200

Orlando, Florida 32801

Telephone: (407) 203-7599

Attorneys for Defendants,

Samsung Electronics America, Inc. and

T-MOBILE USA, INC.

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Plaintiff,

Case No.:

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And **T-MOBILE USA, INC.,**

(as successor in interest to Sprint),

Defendants.

_____ /

COMPLAINT

COMES NOW, the Plaintiff, **JENNIFER KRAVCHUCK** (hereinafter referred to as "Plaintiff"), by and through her undersigned counsel, and hereby sues the Defendants, **SAMSUNG ELECTRONICS AMERICA, INC.** and **T-MOBILE USA, INC.** (hereinafter referred to as "Defendants"), and states:

JURISDICTION, PARTIES, AND VENUE

1. This is an action for damages in excess of \$50,000.00, within the jurisdictional limits of this Court.
2. The Plaintiff, JENNIFER KRAVCHUCK, is over the age of eighteen (18), and at all times material and relevant hereto was and is a resident and domiciliary of Volusia County, Florida, and is otherwise sui juris.
3. The Defendant, SAMSUNG ELECTRONICS AMERICA, INC., is a foreign corporation authorized to do business in the State of Florida, with its principal place of business in New Jersey. Its Registered Agent is C T Corporation System, 1200 S. Pine Island Rd., Plantation, FL 33324.
4. The Defendant, T-MOBILE USA, INC., is a Delaware corporation authorized to do business in the State of Florida, acting as the successor in interest to Sprint Corporation following their merger completed in 2020. Its Registered Agent is Corporation Service Company, 1201 Hays Street, Tallahassee, FL 32301.

EXHIBIT "A"

5. Venue is proper in Volusia County, Florida, pursuant to Florida Statutes, Chapter 47, as well as the applicable and interpreting Florida case law regarding venue.

GENERAL ALLEGATIONS

6. On or about March 10, 2022, Plaintiff purchased a Samsung Galaxy S21 5G smartphone, Model SM-G991U, from a retail store operated by Defendant T-MOBILE USA, INC. (then branded “Sprint now part of T-Mobile”). T-MOBILE is sued herein as the legal successor in interest to Sprint for all liabilities arising from that transaction.

7. The subject device was equipped with a lithium-ion battery integrated into a sealed, non-user-serviceable housing designed, manufactured, and placed into the stream of commerce by Defendant SAMSUNG.

8. On or about March 21, 2024, while Plaintiff was using the device in a foreseeable manner, the device experienced a catastrophic thermal runaway event. The device spontaneously overheated to extreme temperatures while in contact with Plaintiff’s body.

9. As a direct result, Plaintiff suffered severe burns on her left hip and thigh area requiring emergency medical treatment at Advent Health DeLand, where medical personnel confirmed the burns were consistent with a high-heat thermal event from the mobile device.

10. As a direct result of the thermal event, Plaintiff has suffered permanent physical disfigurement, including an extensive and permanent scar. Plaintiff’s pre-existing medical conditions complicated her recovery and treatment.

11. Following the incident, Plaintiff reported the defect and her injuries to SAMSUNG. SAMSUNG instructed Plaintiff to ship the device for evaluation and specifically directed Plaintiff not to reset the unit.

12. On or about November 22, 2024, in compliance with SAMSUNG’s instructions, Plaintiff shipped the subject device to SAMSUNG’s evaluation facility. The device was shipped in specialized Samsung-provided packaging designated for damaged or defective lithium-ion batteries, bearing hazardous materials classification UN3481.

13. As of the date of this filing, Defendant SAMSUNG remains in exclusive physical possession of the subject device—which constitutes the primary physical evidence of the defect—and has refused to return it despite Plaintiff's requests. SAMSUNG has ceased all communication with Plaintiff.

COUNT I
STRICT PRODUCTS LIABILITY (DESIGN DEFECT) OF THE DEFENDANT, SAMSUNG ELECTRONICS AMERICA, INC.

14. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

15. SAMSUNG designed, manufactured, and placed the Samsung Galaxy S21 5G into the stream of commerce.

16. The device was in a defective condition when it left the control of Defendant SAMSUNG, rendering it unreasonably dangerous.

17. The device was defective in its design because the lithium-ion battery and thermal management systems were inherently unstable and prone to thermal runaway, creating a foreseeable risk of catastrophic overheating and severe burn injury that outweighed any utility of the product's design.

18. The device failed to perform as safely as an ordinary consumer would expect when used in a reasonably foreseeable manner.

19. Safer alternative designs for lithium-ion battery thermal management systems were technologically and economically feasible at the time of manufacture and would have prevented or significantly reduced the risk of Plaintiff's injury.

20. As a direct and proximate result of the defective and unreasonably dangerous design of the device, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

EXHIBIT "A"

COUNT II
NEGLIGENCE OF THE DEFENDANT, SAMSUNG ELECTRONICS AMERICA, INC.

21. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

22. At all times material hereto, SAMSUNG owed Plaintiff a duty of care to design, manufacture, test, and distribute a mobile device that was reasonably safe for its intended and foreseeable use.

23. SAMSUNG breached its duty of care to Plaintiff by committing one or more of the following acts or omissions:

- a. failing to implement adequate quality control and testing procedures to identify and prevent thermal runaway defects in the Galaxy S21 5G lithium-ion battery system;
- b. failing to implement adequate post-sale safety monitoring to identify and respond to reports of battery defects in the Galaxy S21 series;
- c. failing to issue a recall or safety bulletin despite knowledge of battery swelling and overheating conditions in the S21 series;
- d. failing to adequately warn consumers of the known risk of thermal runaway and burn injury;
- e. retaining Plaintiff's device and refusing to return it despite multiple requests, thereby depriving Plaintiff of critical evidence;
- f. ceasing all communication with Plaintiff.

24. As a direct and proximate result of SAMSUNG's negligence, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

COUNT III
STRICT PRODUCTS LIABILITY (FAILURE TO WARN) OF THE DEFENDANT,
SAMSUNG ELECTRONICS AMERICA, INC.

25. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

26. SAMSUNG had knowledge of the Galaxy S21 5G's propensity to overheat and experience battery swelling, as documented in SAMSUNG's own internal warranty protocols and as evidenced by the specialized hazardous materials shipping packaging SAMSUNG provided for the return of the device.

27. Despite this knowledge, SAMSUNG failed to provide adequate and conspicuous warnings to consumers regarding the danger of thermal runaway, spontaneous overheating, and the specific risk of burn injury associated with the device.

28. SAMSUNG's failure to warn was a proximate cause of Plaintiff's injuries, as adequate warnings would have caused Plaintiff to take precautions or cease using the device in a manner that exposed her to the risk of injury.

29. As a direct and proximate result of SAMSUNG's failure to warn, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

COUNT IV
BREACH OF IMPLIED WARRANTY OF MERCHANTABILITY OF THE DEFENDANT,
SAMSUNG ELECTRONICS AMERICA, INC.

30. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

EXHIBIT "A"

31. At the time the Galaxy S21 5G was sold, SAMSUNG, as manufacturer, impliedly warranted that the device was merchantable and fit for the ordinary purposes for which such a product is used, pursuant to Florida Statutes § 672.314.

32. The Galaxy S21 5G was not merchantable and was not fit for its ordinary purposes because it contained a defective lithium-ion battery and thermal management system that rendered the device unreasonably dangerous during normal and foreseeable use.

33. SAMSUNG breached the implied warranty of merchantability because the device was defective and unreasonably dangerous at the time it was placed into the stream of commerce.

34. Plaintiff provided SAMSUNG with reasonable notice of the breach.

35. As a direct and proximate result of SAMSUNG's breach of the implied warranty of merchantability, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

COUNT V
STRICT PRODUCTS LIABILITY (COMMERCIAL SELLER) OF THE DEFENDANT, T-MOBILE USA, INC.

36. The Plaintiff realleges and reavers paragraphs one (1) through five (5) and paragraphs six (6) through eight (8) as if fully set forth herein and states:

37. On or about March 10, 2022, T-MOBILE, acting as successor in interest to Sprint, sold the subject Samsung Galaxy S21 5G to Plaintiff. T-MOBILE is a "commercial seller" within the meaning of Florida's strict products liability doctrine.

38. As a commercial seller that placed the defective device into the stream of commerce, T-MOBILE is strictly liable for selling a product that was in a defective and unreasonably dangerous condition at the time of sale, regardless of fault.

39. As a direct and proximate result of T-MOBILE placing the defective and unreasonably dangerous product into the stream of commerce, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, T-MOBILE USA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

The Plaintiff demands a trial by jury of all issues so triable for all counts.

Dated on this 25th day of February 2026.

Respectfully submitted,

/s/ Awad M. Zitawi Vazquez

Awad Zitawi-Vazquez, Esquire
FBN: 127222
The Pendas Law Firm
625 E. Colonial Drive
Orlando, FL 32803
Telephone: (407) 352-3535
Facsimile: (407) 770-6066
Primary email: azvazquez@pendaslaw.com
Secondary email: narguinzoni@pendaslaw.com
Tertiary email: pleadings@pendaslaw.com

Case Information			
Case Number: 2026 10817 CIDL	Case Style: JENNIFER KRAVCHUCK V. SAMSUNG ELECTRONICS AMERICA INC, ET AL	Div: 02 - Randell H. Rowe, III	Status: OPEN
Case Type: CIRCUIT CIVIL	Category: PRODUCTS LIABILITY		Security: PUBLIC

Date	DIN	Docket Type	Description	View
03/11/2026	16	RETURNED SUMMONS SERVED	Samsung Electronics America	
03/10/2026	15	RETURNED SUMMONS SERVED	T-Mobile USA	
03/10/2026	14	RETURNED SUMMONS SERVED	Samsung Electronics America	
03/02/2026	13	CASE MANAGEMENT ORDER		
02/26/2026	12	TWENTY DAY SUMMONS	to T-MOBILE USA INC eserve to pltfs atty for SOP	
02/26/2026	11	TWENTY DAY SUMMONS	to SAMSUNG ELECTRONICS AMERICA eserve to pltfs atty for SOP	
02/26/2026	10	REQUEST SUMMONS	to T-Mobile USA Inc	
02/26/2026	9	REQUEST SUMMONS	to Samsung Electronics America Inc	
02/26/2026	8	REQUEST TO PRODUCE	to dfnt	
02/26/2026	7	REQUEST TO PRODUCE	to dfnt	
02/26/2026	6	REQUEST FOR ADMISSIONS	to dfnt	
02/26/2026	5	REQUEST FOR ADMISSIONS	to dfnt	
02/26/2026	4	NOTICE OF SERVICE OF INTERROGATORIES	to dfnt	
02/26/2026	3	NOTICE OF SERVICE OF INTERROGATORIES	to dfnt	
02/26/2026	2	COMPLAINT		
02/26/2026	1	CIVIL COVER SHEET		

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

CASE NO.:

Circuit Court Case No. 2026 10817 CIDL

JENNIFER KRAVCHUCK,

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA,
INC. And T-MOBILE USA, INC.,
(as successor in interest to Sprint),

Defendants.

_____ /

**COPIES OF ALL PROCESS, PLEADINGS AND ORDERS,
SERVED IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT,
VOLUSIA COUNTY, FLORIDA IN THE STATE PROCEEDINGS**

EXHIBIT "A"

FORM 1.997. CIVIL COVER SHEET

The civil cover sheet and the information contained in it neither replace nor supplement the filing and service of pleadings or other documents as required by law. This form must be filed by the plaintiff or petitioner with the Clerk of Court for the purpose of reporting uniform data pursuant to section 25.075, Florida Statutes. (See instructions for completion.)

I. CASE STYLE

IN THE CIRCUIT/COUNTY COURT OF THE SEVENTH JUDICIAL CIRCUIT,
IN AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

Plaintiff

Case # _____

Judge _____

vs.

SAMSUNG ELECTRONICS AMERICA, INC.

Defendant

II. AMOUNT OF CLAIM

Please indicate the estimated amount of the claim, rounded to the nearest dollar. The estimated amount of the claim is requested for data collection and clerical processing purposes only. The amount of the claim shall not be used for any other purpose.

- \$8,000 or less
- \$8,001 - \$30,000
- \$30,001- \$50,000
- \$50,001- \$75,000
- \$75,001 - \$100,000
- over \$100,000.00

III. TYPE OF CASE (If the case fits more than one type of case, select the most definitive category.) If the most descriptive label is a subcategory (is indented under a broader category), place an x on both the main category and subcategory lines.

CIRCUIT CIVIL

- Condominium
- Contracts and indebtedness
- Eminent domain
- Auto negligence
- Negligence—other
 - Business governance
 - Business torts
 - Environmental/Toxic tort
 - Third party indemnification
 - Construction defect
 - Mass tort
 - Negligent security
 - Nursing home negligence
 - Premises liability—commercial
 - Premises liability—residential
- Products liability
- Real Property/Mortgage foreclosure
 - Commercial foreclosure
 - Homestead residential foreclosure
 - Non-homestead residential foreclosure
 - Other real property actions
- Professional malpractice
 - Malpractice—business
 - Malpractice—medical
 - Malpractice—other professional
- Other
 - Antitrust/Trade regulation
 - Business transactions
 - Constitutional challenge—statute or ordinance
 - Constitutional challenge—proposed amendment
 - Corporate trusts
 - Discrimination—employment or other
 - Insurance claims
 - Intellectual property
 - Libel/Slander
 - Shareholder derivative action
 - Securities litigation
 - Trade secrets
 - Trust litigation

COUNTY CIVIL

- Small Claims up to \$8,000
- Civil
- Real property/Mortgage foreclosure

- Replevins
- Evictions
 - Residential Evictions
 - Non-residential Evictions
- Other civil (non-monetary)

COMPLEX BUSINESS COURT

This action is appropriate for assignment to Complex Business Court as delineated and mandated by the Administrative Order. Yes No

IV. REMEDIES SOUGHT (check all that apply):

- Monetary;
- Nonmonetary declaratory or injunctive relief;
- Punitive

V. NUMBER OF CAUSES OF ACTION: []

(Specify)

5

VI. IS THIS CASE A CLASS ACTION LAWSUIT?

- yes
- no

VII. HAS NOTICE OF ANY KNOWN RELATED CASE BEEN FILED?

- no
- yes If "yes," list all related cases by name, case number, and court.

VIII. IS JURY TRIAL DEMANDED IN COMPLAINT?

- yes
- no

IX. DOES THIS CASE INVOLVE ALLEGATIONS OF SEXUAL ABUSE?

- yes
- no

I CERTIFY that the information I have provided in this cover sheet is accurate to the best of my knowledge and belief, and that I have read and will comply with the requirements of Florida Rule of Judicial Administration 2.425.

Signature: s/ Awad Majed Zitawi Vazquez
Attorney or party

Fla. Bar # 127222
(Bar # if attorney)

Awad Majed Zitawi Vazquez
(type or print name)

02/26/2026
Date



LAURA E. ROTH
CLERK OF THE CIRCUIT COURT

SEVENTH JUDICIAL CIRCUIT - VOLUSIA COUNTY
P.O. BOX 6043 DELAND, FLORIDA 32721-6043 - WWW.CLERK.ORG

Filing #: [REDACTED]
Filer:Awad Majed Zitawi Vazquez
Payment:\$420.00

- 1 Filing Fee: \$400.00
- 2 Complaints/Petitions Complaint: \$0.00
- 3 Notices/Reports Notice: \$0.00
- 4 Notices/Reports Notice: \$0.00
- 5 Letters/Memoranda/Requests Request: \$0.00
- 6 Letters/Memoranda/Requests Request: \$0.00
- 7 Letters/Memoranda/Requests Request: \$0.00
- 8 Letters/Memoranda/Requests Request: \$0.00
- 9 Summons Issuance: \$20.00
- 10 Complaints/Petitions Request that Summons be Issued: \$0.00
- 11 Complaints/Petitions Request that Summons be Issued: \$0.00
- 12 Complaints/Petitions Civil Cover Sheet: \$0.00

This document is a Clerk generated receipt. This page was not included in the original court document submitted by the filer.

EXHIBIT "A"

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Plaintiff,

Case No.:

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And **T-MOBILE USA, INC.,**

(as successor in interest to Sprint),

Defendants.

_____ /

COMPLAINT

COMES NOW, the Plaintiff, **JENNIFER KRAVCHUCK** (hereinafter referred to as "Plaintiff"), by and through her undersigned counsel, and hereby sues the Defendants, **SAMSUNG ELECTRONICS AMERICA, INC.** and **T-MOBILE USA, INC.** (hereinafter referred to as "Defendants"), and states:

JURISDICTION, PARTIES, AND VENUE

1. This is an action for damages in excess of \$50,000.00, within the jurisdictional limits of this Court.
2. The Plaintiff, JENNIFER KRAVCHUCK, is over the age of eighteen (18), and at all times material and relevant hereto was and is a resident and domiciliary of Volusia County, Florida, and is otherwise sui juris.
3. The Defendant, SAMSUNG ELECTRONICS AMERICA, INC., is a foreign corporation authorized to do business in the State of Florida, with its principal place of business in New Jersey. Its Registered Agent is C T Corporation System, 1200 S. Pine Island Rd., Plantation, FL 33324.
4. The Defendant, T-MOBILE USA, INC., is a Delaware corporation authorized to do business in the State of Florida, acting as the successor in interest to Sprint Corporation following their merger completed in 2020. Its Registered Agent is Corporation Service Company, 1201 Hays Street, Tallahassee, FL 32301.

EXHIBIT "A"

5. Venue is proper in Volusia County, Florida, pursuant to Florida Statutes, Chapter 47, as well as the applicable and interpreting Florida case law regarding venue.

GENERAL ALLEGATIONS

6. On or about March 10, 2022, Plaintiff purchased a Samsung Galaxy S21 5G smartphone, Model SM-G991U, from a retail store operated by Defendant T-MOBILE USA, INC. (then branded “Sprint now part of T-Mobile”). T-MOBILE is sued herein as the legal successor in interest to Sprint for all liabilities arising from that transaction.

7. The subject device was equipped with a lithium-ion battery integrated into a sealed, non-user-serviceable housing designed, manufactured, and placed into the stream of commerce by Defendant SAMSUNG.

8. On or about March 21, 2024, while Plaintiff was using the device in a foreseeable manner, the device experienced a catastrophic thermal runaway event. The device spontaneously overheated to extreme temperatures while in contact with Plaintiff’s body.

9. As a direct result, Plaintiff suffered severe burns on her left hip and thigh area requiring emergency medical treatment at Advent Health DeLand, where medical personnel confirmed the burns were consistent with a high-heat thermal event from the mobile device.

10. As a direct result of the thermal event, Plaintiff has suffered permanent physical disfigurement, including an extensive and permanent scar. Plaintiff’s pre-existing medical conditions complicated her recovery and treatment.

11. Following the incident, Plaintiff reported the defect and her injuries to SAMSUNG. SAMSUNG instructed Plaintiff to ship the device for evaluation and specifically directed Plaintiff not to reset the unit.

12. On or about November 22, 2024, in compliance with SAMSUNG’s instructions, Plaintiff shipped the subject device to SAMSUNG’s evaluation facility. The device was shipped in specialized Samsung-provided packaging designated for damaged or defective lithium-ion batteries, bearing hazardous materials classification UN3481.

13. As of the date of this filing, Defendant SAMSUNG remains in exclusive physical possession of the subject device—which constitutes the primary physical evidence of the defect—and has refused to return it despite Plaintiff's requests. SAMSUNG has ceased all communication with Plaintiff.

COUNT I
STRICT PRODUCTS LIABILITY (DESIGN DEFECT) OF THE DEFENDANT, SAMSUNG ELECTRONICS AMERICA, INC.

14. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

15. SAMSUNG designed, manufactured, and placed the Samsung Galaxy S21 5G into the stream of commerce.

16. The device was in a defective condition when it left the control of Defendant SAMSUNG, rendering it unreasonably dangerous.

17. The device was defective in its design because the lithium-ion battery and thermal management systems were inherently unstable and prone to thermal runaway, creating a foreseeable risk of catastrophic overheating and severe burn injury that outweighed any utility of the product's design.

18. The device failed to perform as safely as an ordinary consumer would expect when used in a reasonably foreseeable manner.

19. Safer alternative designs for lithium-ion battery thermal management systems were technologically and economically feasible at the time of manufacture and would have prevented or significantly reduced the risk of Plaintiff's injury.

20. As a direct and proximate result of the defective and unreasonably dangerous design of the device, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

EXHIBIT "A"

COUNT II
NEGLIGENCE OF THE DEFENDANT, SAMSUNG ELECTRONICS AMERICA, INC.

21. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

22. At all times material hereto, SAMSUNG owed Plaintiff a duty of care to design, manufacture, test, and distribute a mobile device that was reasonably safe for its intended and foreseeable use.

23. SAMSUNG breached its duty of care to Plaintiff by committing one or more of the following acts or omissions:

- a. failing to implement adequate quality control and testing procedures to identify and prevent thermal runaway defects in the Galaxy S21 5G lithium-ion battery system;
- b. failing to implement adequate post-sale safety monitoring to identify and respond to reports of battery defects in the Galaxy S21 series;
- c. failing to issue a recall or safety bulletin despite knowledge of battery swelling and overheating conditions in the S21 series;
- d. failing to adequately warn consumers of the known risk of thermal runaway and burn injury;
- e. retaining Plaintiff's device and refusing to return it despite multiple requests, thereby depriving Plaintiff of critical evidence;
- f. ceasing all communication with Plaintiff.

24. As a direct and proximate result of SAMSUNG's negligence, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

COUNT III
STRICT PRODUCTS LIABILITY (FAILURE TO WARN) OF THE DEFENDANT,
SAMSUNG ELECTRONICS AMERICA, INC.

25. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

26. SAMSUNG had knowledge of the Galaxy S21 5G's propensity to overheat and experience battery swelling, as documented in SAMSUNG's own internal warranty protocols and as evidenced by the specialized hazardous materials shipping packaging SAMSUNG provided for the return of the device.

27. Despite this knowledge, SAMSUNG failed to provide adequate and conspicuous warnings to consumers regarding the danger of thermal runaway, spontaneous overheating, and the specific risk of burn injury associated with the device.

28. SAMSUNG's failure to warn was a proximate cause of Plaintiff's injuries, as adequate warnings would have caused Plaintiff to take precautions or cease using the device in a manner that exposed her to the risk of injury.

29. As a direct and proximate result of SAMSUNG's failure to warn, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

COUNT IV
BREACH OF IMPLIED WARRANTY OF MERCHANTABILITY OF THE DEFENDANT,
SAMSUNG ELECTRONICS AMERICA, INC.

30. The Plaintiff realleges and reavers paragraphs one (1) through thirteen (13) as if fully set forth herein and states:

EXHIBIT "A"

31. At the time the Galaxy S21 5G was sold, SAMSUNG, as manufacturer, impliedly warranted that the device was merchantable and fit for the ordinary purposes for which such a product is used, pursuant to Florida Statutes § 672.314.

32. The Galaxy S21 5G was not merchantable and was not fit for its ordinary purposes because it contained a defective lithium-ion battery and thermal management system that rendered the device unreasonably dangerous during normal and foreseeable use.

33. SAMSUNG breached the implied warranty of merchantability because the device was defective and unreasonably dangerous at the time it was placed into the stream of commerce.

34. Plaintiff provided SAMSUNG with reasonable notice of the breach.

35. As a direct and proximate result of SAMSUNG's breach of the implied warranty of merchantability, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, SAMSUNG ELECTRONICS AMERICA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

COUNT V
STRICT PRODUCTS LIABILITY (COMMERCIAL SELLER) OF THE DEFENDANT, T-MOBILE USA, INC.

36. The Plaintiff realleges and reavers paragraphs one (1) through five (5) and paragraphs six (6) through eight (8) as if fully set forth herein and states:

37. On or about March 10, 2022, T-MOBILE, acting as successor in interest to Sprint, sold the subject Samsung Galaxy S21 5G to Plaintiff. T-MOBILE is a "commercial seller" within the meaning of Florida's strict products liability doctrine.

38. As a commercial seller that placed the defective device into the stream of commerce, T-MOBILE is strictly liable for selling a product that was in a defective and unreasonably dangerous condition at the time of sale, regardless of fault.

39. As a direct and proximate result of T-MOBILE placing the defective and unreasonably dangerous product into the stream of commerce, the Plaintiff has suffered in the past, and will suffer in the future, damages which are permanent in nature including, but not limited to physical injury; physical and mental pain and suffering; mental anguish and emotional distress; the loss of ability to enjoy life; permanent disfigurement; and, past and future medical and related expenses.

WHEREFORE, Plaintiff, JENNIFER KRAVCHUCK, demands judgment against Defendant, T-MOBILE USA, INC., and trial by jury of all issues so triable as a matter of right, and such further relief as the Court may deem just and proper.

DEMAND FOR JURY TRIAL

The Plaintiff demands a trial by jury of all issues so triable for all counts.

Dated on this 25th day of February 2026.

Respectfully submitted,

/s/ Awad M. Zitawi Vazquez

Awad Zitawi-Vazquez, Esquire
FBN: 127222
The Pendas Law Firm
625 E. Colonial Drive
Orlando, FL 32803
Telephone: (407) 352-3535
Facsimile: (407) 770-6066
Primary email: azvazquez@pendaslaw.com
Secondary email: narguinzoni@pendaslaw.com
Tertiary email: pleadings@pendaslaw.com

EXHIBIT "A"

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Case No.:

Plaintiff,

v.

**SAMSUNG ELECTRONICS AMERICA, INC.,
and T-MOBILE USA, INC.,
(as successor in interest to Sprint),**

Defendants.

_____ /

**NOTICE OF SERVICE OF INTERROGATORIES TO DEFENANT, SAMSUNG
ELECTRONICS AMERICA, INC.**

COMES NOW the Plaintiff, **JENNIFER KRAVCHUCK**, as pursuant to Rule 1.340(e), of the Florida Rules of Civil Procedure, and hereby files Notice of Service of the original and one copy of Plaintiff's First Set of Interrogatories to Defendant, **SAMSUNG ELECTRONICS AMERICA, INC.**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served upon the Defendant along with the Complaint and Summons.

/s/ Awad M. Zitawi Vazquez

AWAD ZITAWI-VAZQUEZ, ESQUIRE

FBN: 127222

The Pendas Law Firm

625 E. Colonial Drive

Orlando, FL 32803

Telephone: (407) 352-3535

Facsimile: (407) 770-6066

Primary email: azvazquez@pendaslaw.com

Secondary email: narguinzoni@pendaslaw.com

Attorneys for Plaintiff

EXHIBIT "A"

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Case No.:

Plaintiff,

v.

**SAMSUNG ELECTRONICS AMERICA, INC.,
and T-MOBILE USA, INC.,
(as successor in interest to Sprint),**

Defendants.

_____ /

**NOTICE OF SERVICE OF INTERROGATORIES TO DEFENANT, T-MOBILE USA,
INC.**

COMES NOW the Plaintiff, **JENNIFER KRAVCHUCK**, as pursuant to Rule 1.340(e), of the Florida Rules of Civil Procedure, and hereby files Notice of Service of the original and one copy of Plaintiff's First Set of Interrogatories to Defendant, **T-MOBILE USA, INC.**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served upon the Defendant along with the Complaint and Summons.

/s/ Awad M. Zitawi Vazquez
AWAD ZITAWI-VAZQUEZ, ESQUIRE
FBN: 127222
The Pendas Law Firm
625 E. Colonial Drive
Orlando, FL 32803
Telephone: (407) 352-3535
Facsimile: (407) 770-6066
Primary email: azvazquez@pendaslaw.com
Secondary email: narguinzoni@pendaslaw.com
Attorneys for Plaintiff

EXHIBIT "A"

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,
Plaintiff,

Case No.:

v.

SAMSUNG ELECTRONICS AMERICA, INC.,
and T-MOBILE USA, INC.,
(as successor in interest to Sprint),
Defendants.

_____ /

**PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS TO
DEFENDANT, SAMSUNG ELECTRONICS AMERICA, INC.**

INSTRUCTIONS

Plaintiff, **JENNIFER KRAVCHUCK**, by and through her undersigned counsel, and pursuant to Rule 1.370, Florida Rules of Civil Procedure, hereby requests that Defendant **SAMSUNG ELECTRONICS AMERICA, INC.** admit or deny, under oath, each of the following matters within forty-five (45) days of service.

Each matter is admitted unless, within the time allowed, Defendant: (1) specifically denies the matter; (2) sets forth in detail the reasons why Defendant cannot truthfully admit or deny the matter; or (3) objects to the request, stating the grounds for objection.

A denial must fairly meet the substance of the requested admission. If Defendant qualifies its answer or denies only a part of the matter, Defendant must specify so much of it as is true and qualify or deny the remainder. Defendant may not give lack of information or knowledge as a reason for failure to admit or deny unless Defendant states it has made reasonable inquiry and the information known or reasonably obtainable is insufficient to enable it to admit or deny.

DEFINITIONS

"INCIDENT" refers to the thermal runaway event of on or about March 21, 2024, in which Plaintiff's Samsung Galaxy S21 5G, Model SM-G991U, spontaneously overheated while in contact with Plaintiff's body, causing severe burns to her left hip and thigh in Volusia County, Florida.

"DEVICE" or "SUBJECT DEVICE" refers to the Samsung Galaxy S21 5G, Model SM-G991U, purchased by Plaintiff on or about March 10, 2022, currently in the exclusive physical custody and control of Defendant SAMSUNG ELECTRONICS AMERICA, INC.

EXHIBIT "A"

"BATTERY SYSTEM" refers to the lithium-ion battery, battery management system (BMS), thermal management system, charging circuitry, and all related components integrated into the DEVICE.

"S21 SERIES" refers to the Samsung Galaxy S21, S21+, and S21 Ultra 5G smartphone models (Model Nos. SM-G991, SM-G996, SM-G998) and all variants thereof.

"YOU" or "YOUR" refers to Defendant SAMSUNG ELECTRONICS AMERICA, INC., and all parents, subsidiaries, and affiliates, including Samsung SDI Co., Ltd. and Samsung Electronics Co., Ltd., and all agents, employees, and representatives.

REQUESTS FOR ADMISSIONS

REQUEST FOR ADMISSION NO. 1:

Admit that the SUBJECT DEVICE is currently in the exclusive physical possession and control of SAMSUNG ELECTRONICS AMERICA, INC.

REQUEST FOR ADMISSION NO. 2:

Admit that YOU have not returned the SUBJECT DEVICE to Plaintiff despite her repeated requests to do so.

REQUEST FOR ADMISSION NO. 3:

Admit that YOU instructed Plaintiff not to reset or alter the SUBJECT DEVICE prior to shipping it to YOUR evaluation facility.

REQUEST FOR ADMISSION NO. 4:

Admit that the BATTERY SYSTEM of the SUBJECT DEVICE contains firmware, onboard memory, or data logs capable of recording temperature peaks, charge and discharge cycle counts, or fault codes.

REQUEST FOR ADMISSION NO. 5:

Admit that YOU have retrieved, or have the capability to retrieve, battery management system (BMS) data logs or onboard diagnostic data from the SUBJECT DEVICE.

REQUEST FOR ADMISSION NO. 6:

Admit that YOU issued a litigation hold or evidence preservation notice with respect to the SUBJECT DEVICE and this matter.

REQUEST FOR ADMISSION NO. 7:

Admit that SAMSUNG designed and manufactured, or caused to be manufactured, the BATTERY SYSTEM integrated into the SUBJECT DEVICE.

REQUEST FOR ADMISSION NO. 8:

Admit that lithium-ion batteries integrated into sealed, non-user-serviceable smartphone housings are capable of undergoing thermal runaway, resulting in extreme heat generation capable of causing burn injuries to users.

REQUEST FOR ADMISSION NO. 9:

Admit that YOU were aware of the risk described in Request No. 8 prior to March 21, 2024.

REQUEST FOR ADMISSION NO. 10:

Admit that YOU conducted, commissioned, or received at least one Failure Mode and Effects Analysis (FMEA) or formal hazard assessment relating to the risk of thermal runaway in the S21 SERIES BATTERY SYSTEM.

REQUEST FOR ADMISSION NO. 11:

Admit that YOU evaluated, but did not implement, at least one alternative design for the BATTERY SYSTEM of the S21 SERIES that would have reduced the risk of thermal runaway injury to users.

REQUEST FOR ADMISSION NO. 12:

Admit that the Samsung Galaxy S21 5G was designed and intended to be used in close contact with a user's body, including when carried in a pocket or against the skin.

REQUEST FOR ADMISSION NO. 13:

Admit that prior to March 21, 2024, YOU received at least one consumer complaint, warranty claim, or service report describing battery swelling, overheating, or a thermal event involving the S21 SERIES.

REQUEST FOR ADMISSION NO. 14:

Admit that prior to March 21, 2024, YOU received more than ten (10) consumer complaints or service reports describing battery swelling, overheating, or a thermal event involving the S21 SERIES.

REQUEST FOR ADMISSION NO. 15:

Admit that prior to March 21, 2024, YOU did not issue a recall, safety bulletin, or corrective action notice to consumers regarding the risk of thermal runaway in the S21 SERIES.

REQUEST FOR ADMISSION NO. 16:

Admit that prior to March 21, 2024, YOU did not issue any post-sale safety warning to Plaintiff regarding the risk of overheating or thermal runaway in her DEVICE.

REQUEST FOR ADMISSION NO. 17:

Admit that the user manual and product packaging of the Samsung Galaxy S21 5G do not contain a specific warning that the device's battery may undergo thermal runaway capable of causing burn injuries to a user's skin.

REQUEST FOR ADMISSION NO. 18:

Admit that YOU were aware, prior to March 21, 2024, that warning consumers of the risk of thermal runaway and burn injury in sealed-battery smartphones was technologically and economically feasible.

REQUEST FOR ADMISSION NO. 19:

Admit that SAMSUNG recalled the Samsung Galaxy Note 7 in 2016 due to a defective lithium-ion battery that caused thermal runaway events, fires, and burn injuries to consumers.

REQUEST FOR ADMISSION NO. 20:

Admit that following the Galaxy Note 7 recall, YOU implemented battery safety design standards and protocols for subsequent Samsung smartphone models, including the S21 SERIES.

REQUEST FOR ADMISSION NO. 21:

Admit that despite the battery safety protocols implemented after the Galaxy Note 7 recall, the S21 SERIES was released with a BATTERY SYSTEM capable of undergoing thermal runaway during normal and foreseeable use.

REQUEST FOR ADMISSION NO. 22:

Admit that on or about March 21, 2024, the SUBJECT DEVICE experienced an overheating event while in contact with Plaintiff JENNIFER KRAVCHUCK's body.

REQUEST FOR ADMISSION NO. 23:

Admit that Plaintiff was using the SUBJECT DEVICE in a reasonably foreseeable manner at the time of the INCIDENT.

REQUEST FOR ADMISSION NO. 24:

Admit that YOU have no evidence that Plaintiff modified, altered, tampered with, or used a non-approved charger or accessory in connection with the SUBJECT DEVICE prior to the INCIDENT.

REQUEST FOR ADMISSION NO. 25:

Admit that the UN3481 hazardous materials packaging YOU provided to Plaintiff for the return of the SUBJECT DEVICE is designated specifically for damaged or defective lithium-ion batteries.

REQUEST FOR ADMISSION NO. 26:

Admit that YOUR standard warranty return packaging for Samsung Galaxy S21 devices not involved in a thermal event does not require UN3481 hazardous materials classification.

REQUEST FOR ADMISSION NO. 27:

Admit that after receiving Plaintiff's injury report, YOU ceased all communication with Plaintiff JENNIFER KRAVCHUCK.

REQUEST FOR ADMISSION NO. 28:

Admit that the retention of the SUBJECT DEVICE by YOU, combined with YOUR cessation of communications with Plaintiff, has deprived Plaintiff of independent access to the primary physical evidence of the defect alleged in this action.

REQUEST FOR ADMISSION NO. 29:

Admit that as of the date of service of these requests, YOU have not offered any compensation to Plaintiff JENNIFER KRAVCHUCK for the injuries she sustained as a result of the INCIDENT.

REQUEST FOR ADMISSION NO. 30:

Admit that YOU maintain one or more product liability insurance policies that may provide coverage for the claims asserted by Plaintiff JENNIFER KRAVCHUCK in this action.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Request for Admissions has been furnished by process server to the above-named addressee together with the Summons, Complaint, Request for Production, and Interrogatories filed herein.

Respectfully submitted,

/s/ Awad M. Zitawi Vazquez

Awad Zitawi-Vazquez, Esquire

FBN: 127222

The Pendas Law Firm

625 E. Colonial Drive

Orlando, FL 32803

Telephone: (407) 352-3535

Facsimile: (407) 770-6066

Primary email: azvazquez@pendaslaw.com

Secondary email: narguinzoni@pendaslaw.com

Tertiary email: pleadings@pendaslaw.com

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Case No.:

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.,

and T-MOBILE USA, INC.,

(as successor in interest to Sprint),

Defendants.

**PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS TO
DEFENDANT, T-MOBILE USA, INC.**

INSTRUCTIONS

Plaintiff, JENNIFER KRAVCHUCK, by and through her undersigned counsel, and pursuant to Rule 1.370, Florida Rules of Civil Procedure, hereby requests that Defendant T-MOBILE USA, INC. admit or deny, under oath, each of the following matters within forty-five (45) days of service.

Each matter is admitted unless, within the time allowed, Defendant: (1) specifically denies the matter; (2) sets forth in detail the reasons why Defendant cannot truthfully admit or deny the matter; or (3) objects to the request, stating the grounds for objection.

A denial must fairly meet the substance of the requested admission. If Defendant qualifies its answer or denies only a part of the matter, Defendant must specify so much of it as is true and qualify or deny the remainder. Defendant may not give lack of information or knowledge as a reason for failure to admit or deny unless Defendant states it has made reasonable inquiry and the information known or reasonably obtainable is insufficient to enable it to admit or deny.

DEFINITIONS

"INCIDENT" refers to the thermal runaway event of on or about March 21, 2024, in which Plaintiff's Samsung Galaxy S21 5G, Model SM-G991U, spontaneously overheated while in contact with Plaintiff's body, causing severe burns to her left hip and thigh in Volusia County, Florida.

EXHIBIT "A"

"DEVICE" or "SUBJECT DEVICE" refers to the Samsung Galaxy S21 5G, Model SM-G991U, purchased by Plaintiff on or about March 10, 2022, from the retail store operated by Sprint, now T-MOBILE USA, INC., as successor in interest.

"BATTERY SYSTEM" refers to the lithium-ion battery, battery management system (BMS), thermal management system, charging circuitry, and all related components integrated into the DEVICE.

"S21 SERIES" refers to the Samsung Galaxy S21, S21+, and S21 Ultra 5G smartphone models (Model Nos. SM-G991, SM-G996, SM-G998) and all variants thereof.

"YOU" or "YOUR" refers to Defendant T-MOBILE USA, INC., as successor in interest to Sprint Corporation following their merger completed in 2020, and all of its parents, subsidiaries, affiliates, agents, employees, and representatives.

"SPRINT" refers to Sprint Corporation and all of its subsidiaries, affiliates, agents, employees, and representatives, for whose liabilities T-MOBILE USA, INC. is the successor in interest.

REQUESTS FOR ADMISSIONS

REQUEST FOR ADMISSION NO. 1:

Admit that T-MOBILE USA, INC. is the legal successor in interest to Sprint Corporation following the merger of T-Mobile US, Inc. and Sprint Corporation, completed in 2020.

REQUEST FOR ADMISSION NO. 2:

Admit that as successor in interest to Sprint, YOU have assumed all liabilities of Sprint arising from Sprint's retail sale of the SUBJECT DEVICE to Plaintiff on or about March 10, 2022.

REQUEST FOR ADMISSION NO. 3:

Admit that SPRINT sold the SUBJECT DEVICE to Plaintiff JENNIFER KRAVCHUCK on or about March 10, 2022, at a retail store then branded as "Sprint now part of T-Mobile" in Volusia County, Florida.

REQUEST FOR ADMISSION NO. 4:

Admit that at the time of the sale of the SUBJECT DEVICE to Plaintiff, SPRINT was acting as a commercial seller within the meaning of Florida's strict products liability doctrine.

REQUEST FOR ADMISSION NO. 5:

Admit that YOU, as successor in interest to Sprint, placed the SUBJECT DEVICE into the stream of commerce through its sale to Plaintiff.

REQUEST FOR ADMISSION NO. 6:

Admit that at the time of the sale of the SUBJECT DEVICE on or about March 10, 2022, neither YOU nor SPRINT provided Plaintiff with any warning regarding the risk of thermal runaway or burn injury associated with the DEVICE's lithium-ion battery.

REQUEST FOR ADMISSION NO. 7:

Admit that at the time of the sale of the SUBJECT DEVICE, the Samsung Galaxy Note 7 recall of 2016—involving burn injuries caused by a defective lithium-ion battery—was a matter of public knowledge in the consumer electronics industry.

REQUEST FOR ADMISSION NO. 8:

Admit that prior to March 21, 2024, YOU or SPRINT received at least one consumer complaint, warranty claim, or service report involving battery overheating, swelling, or a thermal event related to the S21 SERIES.

REQUEST FOR ADMISSION NO. 9:

Admit that prior to March 21, 2024, YOU or SPRINT did not issue any post-sale safety notice to Plaintiff regarding the risk of battery overheating or thermal runaway in her DEVICE.

REQUEST FOR ADMISSION NO. 10:

Admit that YOU or SPRINT did not independently evaluate the safety of the BATTERY SYSTEM of the S21 SERIES prior to offering the DEVICE for retail sale to consumers.

REQUEST FOR ADMISSION NO. 11:

Admit that at the time of the sale of the SUBJECT DEVICE, YOU or SPRINT did not provide Plaintiff with any documentation specifically warning that the DEVICE's sealed lithium-ion battery was capable of overheating to temperatures sufficient to cause burn injuries during normal use.

REQUEST FOR ADMISSION NO. 12:

Admit that the SUBJECT DEVICE was sold to Plaintiff in its original manufacturer's packaging, without modification by YOU or SPRINT.

REQUEST FOR ADMISSION NO. 13:

Admit that neither YOU nor SPRINT performed any independent safety inspection or testing of the SUBJECT DEVICE prior to its sale to Plaintiff.

REQUEST FOR ADMISSION NO. 14:

Admit that at the time of the sale of the SUBJECT DEVICE, YOU or SPRINT offered Plaintiff a warranty or service plan in connection with the DEVICE.

REQUEST FOR ADMISSION NO. 15:

Admit that the retail price paid by Plaintiff for the SUBJECT DEVICE on or about March 10, 2022, constituted consideration for the commercial transaction between Plaintiff and SPRINT.

REQUEST FOR ADMISSION NO. 16:

Admit that on or about March 21, 2024, the SUBJECT DEVICE experienced an overheating event while in contact with Plaintiff JENNIFER KRAVCHUCK's body.

REQUEST FOR ADMISSION NO. 17:

Admit that Plaintiff JENNIFER KRAVCHUCK sustained burn injuries to her left hip and thigh area as a result of the overheating event on or about March 21, 2024.

REQUEST FOR ADMISSION NO. 18:

Admit that Plaintiff was using the SUBJECT DEVICE in a reasonably foreseeable manner at the time of the INCIDENT.

REQUEST FOR ADMISSION NO. 19:

Admit that YOU have no evidence that Plaintiff modified, altered, tampered with, or used a non-approved charger or accessory in connection with the SUBJECT DEVICE prior to the INCIDENT.

REQUEST FOR ADMISSION NO. 20:

Admit that Plaintiff reported the INCIDENT and her injuries to YOU or YOUR customer service representatives following March 21, 2024.

REQUEST FOR ADMISSION NO. 21:

Admit that following Plaintiff's report of the INCIDENT, YOU did not initiate any internal safety investigation into the cause of the overheating event.

REQUEST FOR ADMISSION NO. 22:

Admit that following Plaintiff's report of the INCIDENT, YOU did not refer the matter to YOUR safety or engineering team for evaluation.

REQUEST FOR ADMISSION NO. 23:

Admit that as of the date of service of these requests, YOU have not offered any compensation to Plaintiff JENNIFER KRAVCHUCK for the injuries she sustained as a result of the INCIDENT.

REQUEST FOR ADMISSION NO. 24:

Admit that the SUBJECT DEVICE was in the same condition at the time of its sale to Plaintiff as it was when it left the control of SAMSUNG ELECTRONICS AMERICA, INC.

REQUEST FOR ADMISSION NO. 25:

Admit that YOU made no modifications, alterations, or additions to the SUBJECT DEVICE or its BATTERY SYSTEM between its receipt from Samsung and its sale to Plaintiff.

REQUEST FOR ADMISSION NO. 26:

Admit that if the SUBJECT DEVICE contained a design defect or manufacturing defect in its BATTERY SYSTEM at the time it left Samsung's control, that defect was present in the DEVICE at the time of its sale to Plaintiff by SPRINT.

REQUEST FOR ADMISSION NO. 27:

Admit that YOUR potential liability in this action arises solely from YOUR role as a commercial seller in the chain of distribution of the SUBJECT DEVICE, and not from any act of design, manufacture, or assembly by YOU or SPRINT.

REQUEST FOR ADMISSION NO. 28:

Admit that YOU have a right of indemnification against SAMSUNG ELECTRONICS AMERICA, INC. for any damages awarded against YOU in this action arising from a defect in the SUBJECT DEVICE attributable to Samsung's design or manufacture.

REQUEST FOR ADMISSION NO. 29:

Admit that YOU maintain one or more commercial general liability or product liability insurance policies that may provide coverage for the claims asserted by Plaintiff JENNIFER KRAVCHUCK in this action.

REQUEST FOR ADMISSION NO. 30:

Admit that YOU have tendered the defense and/or indemnification of this lawsuit, or intend to tender it, to at least one insurance carrier or to SAMSUNG ELECTRONICS AMERICA, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Request for Admissions has been furnished by process server to the above-named addressee together with the Summons, Complaint, Request for Production, and Interrogatories filed herein.

Respectfully submitted,

/s/ Awad M. Zitawi Vazquez

Awad Zitawi-Vazquez, Esquire
FBN: 127222
The Pendas Law Firm
625 E. Colonial Drive
Orlando, FL 32803
Telephone: (407) 352-3535
Facsimile: (407) 770-6066
Primary email: azvazquez@pendaslaw.com
Secondary email: narguinzoni@pendaslaw.com
Tertiary email: pleadings@pendaslaw.com

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Plaintiff,

Case No.:

v.

SAMSUNG ELECTRONICS AMERICA, INC.,
and T-MOBILE USA, INC.,
(as successor in interest to Sprint),

Defendants.

_____ /

**PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO
DEFENDANT, SAMSUNG ELECTRONICS AMERICA, INC.**

INSTRUCTIONS

Plaintiff, JENNIFER KRAVCHUCK, by and through her undersigned counsel, and pursuant to Rule 1.350, Florida Rules of Civil Procedure, hereby requests that Defendant SAMSUNG ELECTRONICS AMERICA, INC. produce the following documents and things for inspection and copying within forty-five (45) days of service at the offices of The Pendas Law Firm, 625 E. Colonial Drive, Orlando, FL 32803, or at such other time and place as counsel may agree.

"Document" or "Documents" includes any written, printed, recorded, or graphic matter, however produced or reproduced, and includes all electronically stored information (ESI) such as emails, text messages, instant messages, voicemail recordings, digital files, engineering reports, test data, database records, spreadsheets, and any other tangible form of communication or data storage, whether in original or copy form.

If any document responsive to a request is withheld on the basis of privilege or otherwise, identify the document in a privilege log that includes: (a) the date of the document; (b) the author(s) and recipient(s); (c) a description of the subject matter sufficient to assess the claim; and (d) the specific privilege or protection asserted.

These requests are continuing in nature. If, after responding, YOU obtain or discover additional responsive documents, YOU are required to supplement YOUR production promptly.

DEFINITIONS

"INCIDENT" refers to the thermal runaway event of on or about March 21, 2024, in which Plaintiff's Samsung Galaxy S21 5G, Model SM-G991U, spontaneously overheated while in contact with Plaintiff's body, causing severe burns to her left hip and thigh in Volusia County, Florida.

EXHIBIT "A"

"DEVICE" or "SUBJECT DEVICE" refers to the Samsung Galaxy S21 5G, Model SM-G991U, purchased by Plaintiff on or about March 10, 2022, currently in the exclusive physical custody and control of Defendant SAMSUNG ELECTRONICS AMERICA, INC.

"BATTERY SYSTEM" refers to the lithium-ion battery, battery management system (BMS), thermal management system, charging circuitry, and all related components integrated into the DEVICE.

"THERMAL RUNAWAY" refers to the uncontrolled self-heating condition of a lithium-ion battery cell or pack that leads to rapid temperature increase, generation of toxic or flammable gases, fire, and/or explosion.

"S21 SERIES" refers to the Samsung Galaxy S21, S21+, and S21 Ultra 5G smartphone models (Model Nos. SM-G991, SM-G996, SM-G998) and all variants thereof manufactured, distributed, or sold by YOU.

"YOU" or "YOUR" refers to Defendant SAMSUNG ELECTRONICS AMERICA, INC., and all parents, subsidiaries, affiliates (including Samsung SDI Co., Ltd. and Samsung Electronics Co., Ltd.), agents, employees, representatives, and any persons acting on its behalf.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1: All documents, records, logs, reports, test results, analyses, photographs, videos, and any other materials generated, received, or maintained by YOU relating to the SUBJECT DEVICE from the date of its receipt at YOUR evaluation facility on or about November 22, 2024 to the present, including all chain-of-custody documentation.

REQUEST FOR PRODUCTION NO. 2: All battery management system (BMS) data logs, onboard firmware data, diagnostic data, thermal event logs, charge/discharge cycle counts, temperature peak records, fault codes, and any other electronically stored data retrieved from the SUBJECT DEVICE or its BATTERY SYSTEM.

REQUEST FOR PRODUCTION NO. 3: All photographs, videos, radiographs, microscopy images, or other visual documentation of the SUBJECT DEVICE, its BATTERY SYSTEM, or its internal components, taken at any time after receipt by YOUR facility.

REQUEST FOR PRODUCTION NO. 4: All documents related to any testing, disassembly, inspection, chemical analysis, electrochemical analysis, or forensic examination of the SUBJECT DEVICE or its BATTERY SYSTEM, including all raw data, protocols used, and the identity and credentials of all persons performing such analysis.

REQUEST FOR PRODUCTION NO. 5: All litigation hold notices, evidence preservation orders, or internal communications regarding the preservation of the SUBJECT DEVICE and any related data in connection with this matter.

REQUEST FOR PRODUCTION NO. 6: All documents relating to YOUR decision to retain the SUBJECT DEVICE and not return it to Plaintiff, and all documents reflecting the decision to cease communications with Plaintiff following her report of injury, including any internal directives, legal holds, or management approvals.

EXHIBIT "A"

REQUEST FOR PRODUCTION NO. 7: All design specifications, engineering drawings, technical schematics, and design documentation for the BATTERY SYSTEM of the S21 SERIES, including specifications for the battery cell chemistry, nominal capacity (mAh), maximum charge voltage, and thermal runaway threshold temperatures.

REQUEST FOR PRODUCTION NO. 8: All documents relating to the thermal management system of the S21 SERIES, including any system designed to detect, limit, or respond to thermal runaway events, and all records of its design, testing, and validation.

REQUEST FOR PRODUCTION NO. 9: All documents relating to any alternative designs for the BATTERY SYSTEM of the S21 SERIES that were considered but not implemented, including assessments of alternative thermal cutoff switches, ceramic separators, solid-state battery technology, enlarged battery venting pathways, or user-replaceable battery housing.

REQUEST FOR PRODUCTION NO. 10: All design review records, engineering change orders, and documents reflecting any modifications made to the BATTERY SYSTEM of the S21 SERIES during or after production, including the engineering rationale for each change.

REQUEST FOR PRODUCTION NO. 11: All pre-market safety test reports, certifications, and validation documents for the BATTERY SYSTEM of the S21 SERIES, including all UL, IEC 62133, IEEE 1625, UN 38.3, and internal Samsung validation tests, whether passed, failed, or inconclusive.

REQUEST FOR PRODUCTION NO. 12: All Failure Mode and Effects Analyses (FMEA), Fault Tree Analyses (FTA), hazard assessments, risk analyses, and safety engineering documents relating to the risk of thermal runaway in the S21 SERIES BATTERY SYSTEM.

REQUEST FOR PRODUCTION NO. 13: All records of any pre-market test failures, non-conformance reports, or corrective actions issued in connection with the S21 SERIES BATTERY SYSTEM prior to commercial release.

REQUEST FOR PRODUCTION NO. 14: All consumer complaints, warranty claims, customer service records, service reports, and internal incident reports received by YOU regarding battery swelling, overheating, thermal runaway, fire, or burn injury associated with the S21 SERIES, from the date of commercial release through the present.

REQUEST FOR PRODUCTION NO. 15: All documents reflecting YOUR analysis, review, or response to any consumer complaints or incident reports described in Request No. 14, including any decision to take or not take corrective action, issue a safety bulletin, or initiate a recall.

REQUEST FOR PRODUCTION NO. 16: All documents relating to any internal safety review, product safety committee review, or executive-level discussion regarding battery overheating or thermal runaway in the S21 SERIES, including any engineering memoranda, safety team reports, or customer care escalation reports that reference a pattern or elevated rate of thermal events.

REQUEST FOR PRODUCTION NO. 17: All communications between YOU and the U.S. Consumer Product Safety Commission (CPSC), the Federal Communications Commission (FCC),

or any foreign regulatory equivalent, regarding battery overheating, thermal runaway, or safety defects in the S21 SERIES.

REQUEST FOR PRODUCTION NO. 18: All documents relating to the Samsung Galaxy Note 7 recall of 2016, including the root cause analysis, corrective design specifications, and the internal post-recall protocols adopted to prevent recurrence of thermal runaway in subsequent Samsung smartphone models, including the S21 SERIES.

REQUEST FOR PRODUCTION NO. 19: All documents reflecting the battery safety design standards or protocols adopted by YOU following the Galaxy Note 7 recall and applied to the design and manufacture of the S21 SERIES.

REQUEST FOR PRODUCTION NO. 20: All versions of the user manual, quick-start guide, product packaging, safety insert, and in-box documentation for the Samsung Galaxy S21 5G, including all warnings, cautions, and safety instructions relating to battery heat, overheating, charging, or proximity to the body.

REQUEST FOR PRODUCTION NO. 21: All documents reflecting any internal assessment or determination by YOU as to whether a specific warning regarding the risk of thermal runaway and burn injury should be included in the DEVICE packaging or user manual, and the reasons for any decision not to include such a warning.

REQUEST FOR PRODUCTION NO. 22: All documents relating to the UN3481 hazardous materials shipping packaging provided by YOU to Plaintiff for the return of the SUBJECT DEVICE, including the internal criteria or conditions that trigger the use of such packaging for Samsung Galaxy S21 warranty returns.

REQUEST FOR PRODUCTION NO. 23: All communications—including emails, letters, call logs, customer service records, text messages, and internal case notes—between YOU (or any agent, employee, or contractor acting on YOUR behalf) and Plaintiff JENNIFER KRAVCHUCK or her representatives, relating to the INCIDENT, the DEVICE, or her injury.

REQUEST FOR PRODUCTION NO. 24: All complaints, demand letters, arbitration filings, or other legal process served upon or received by YOU in any civil action or arbitration proceeding involving personal injury or property damage allegedly caused by thermal runaway or battery overheating of any Samsung Galaxy S21, S21+, or S21 Ultra in the United States within the five (5) years preceding the INCIDENT.

REQUEST FOR PRODUCTION NO. 25: All settlement agreements, releases, consent orders, or judgments entered in any action or proceeding identified in response to Request No. 24. (Redact names and personal identifying information of other claimants as necessary, subject to a protective order if applicable.)

REQUEST FOR PRODUCTION NO. 26: All product liability insurance policies, excess liability policies, umbrella policies, and indemnification agreements that may provide coverage for any of the claims asserted by Plaintiff JENNIFER KRAVCHUCK in this action, including the full policy declaration pages and endorsements.

REQUEST FOR PRODUCTION NO. 27: All documents that YOU contend support any affirmative defense asserted or to be asserted in this action, including but not limited to documents

relating to alleged contributory or comparative negligence by Plaintiff, alleged misuse of the DEVICE, alleged superseding cause, or alleged lack of notice.

REQUEST FOR PRODUCTION NO. 28: All documents YOU contend support any assertion that Plaintiff JENNIFER KRAVCHUCK's manner of use, storage, or charging of the DEVICE contributed to or caused the INCIDENT.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Request for Production has been furnished by process server to the above-named addressee together with the Summons, Complaint, Request for Admissions, and Interrogatories filed herein.

Respectfully submitted,

/s/ Awad M. Zitawi Vazquez

Awad Zitawi-Vazquez, Esquire

FBN: 127222

The Pendas Law Firm

625 E. Colonial Drive

Orlando, FL 32803

Telephone: (407) 352-3535

Facsimile: (407) 770-6066

Primary email: azvazquez@pendaslaw.com

Secondary email: narguinzoni@pendaslaw.com

Tertiary email: pleadings@pendaslaw.com

**IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT
IN AND FOR VOLUSIA COUNTY, FLORIDA
CIVIL DIVISION**

JENNIFER KRAVCHUCK,

Plaintiff,

Case No.:

v.

SAMSUNG ELECTRONICS AMERICA, INC.,
and **T-MOBILE USA, INC.,**
(as successor in interest to Sprint),

Defendants.

_____ /

**PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF DOCUMENTS TO
DEFENDANT, T-MOBILE USA, INC.**

INSTRUCTIONS

Plaintiff, JENNIFER KRAVCHUCK, by and through her undersigned counsel, and pursuant to Rule 1.350, Florida Rules of Civil Procedure, hereby requests that Defendant T-MOBILE USA, INC. produce the following documents and things for inspection and copying within forty-five (45) days of service at the offices of The Pendas Law Firm, 625 E. Colonial Drive, Orlando, FL 32803, or at such other time and place as counsel may agree.

"Document" or "Documents" includes any written, printed, recorded, or graphic matter, however produced or reproduced, and includes all electronically stored information (ESI) such as emails, text messages, sales records, training materials, warranty records, customer service logs, and any other tangible form of communication or data storage, whether in original or copy form.

If any document responsive to a request is withheld on the basis of privilege or otherwise, identify the document in a privilege log that includes: (a) the date of the document; (b) the author(s) and recipient(s); (c) a description of the subject matter sufficient to assess the claim; and (d) the specific privilege or protection asserted.

These requests are continuing in nature. If, after responding, YOU obtain or discover additional responsive documents, YOU are required to supplement YOUR production promptly.

DEFINITIONS

"INCIDENT" refers to the thermal runaway event of on or about March 21, 2024, in which Plaintiff's Samsung Galaxy S21 5G, Model SM-G991U, spontaneously overheated while in

EXHIBIT "A"

contact with Plaintiff's body, causing severe burns to her left hip and thigh in Volusia County, Florida.

"DEVICE" or "SUBJECT DEVICE" refers to the Samsung Galaxy S21 5G, Model SM-G991U, sold to Plaintiff on or about March 10, 2022, at a retail store then operating under the Sprint/T-Mobile brand in Volusia County, Florida.

"SALE TRANSACTION" refers to the retail sale of the DEVICE to Plaintiff JENNIFER KRAVCHUCK on or about March 10, 2022, including all associated agreements, warranties, activations, and representations made at the point of sale.

"BATTERY SYSTEM" refers to the lithium-ion battery, battery management system (BMS), thermal management system, charging circuitry, and all related components integrated into the DEVICE.

"S21 SERIES" refers to the Samsung Galaxy S21, S21+, and S21 Ultra 5G smartphone models (Model Nos. SM-G991, SM-G996, SM-G998) and all variants thereof sold or distributed by YOU.

"SPRINT" refers to Sprint Corporation and all of its subsidiaries and affiliates, whose liabilities YOU assumed as successor in interest following the merger completed on April 1, 2020.

"YOU" or "YOUR" refers to Defendant T-MOBILE USA, INC., including as successor in interest to SPRINT, and all of its parents, subsidiaries, affiliates, agents, employees, representatives, and any persons acting on its behalf.

REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1: All documents relating to the SALE TRANSACTION, including but not limited to the original sales receipt, purchase order, device activation record, account creation record, installment or financing agreement, trade-in documentation, and any terms and conditions signed or acknowledged by Plaintiff JENNIFER KRAVCHUCK at the point of sale on or about March 10, 2022.

REQUEST FOR PRODUCTION NO. 2: All inventory records, serialization logs, shipping manifests, and distribution chain documents sufficient to trace the SUBJECT DEVICE (Model SM-G991U) from Samsung's warehouse or distribution center to the retail store at which the SALE TRANSACTION occurred, including the identity of any intermediate distributors or fulfillment centers.

REQUEST FOR PRODUCTION NO. 3: All records identifying the retail store at which the SALE TRANSACTION occurred, including the store's operating license, address records, the name of the store manager on duty on March 10, 2022, and the identity and employment records of all sales associates who assisted Plaintiff with the purchase.

EXHIBIT "A"

REQUEST FOR PRODUCTION NO. 4: All documents reflecting the warranties—express or implied—offered, communicated, or provided to Plaintiff in connection with the SALE TRANSACTION, including any manufacturer's warranty, extended warranty, device protection plan, or written guarantee, and any documents evidencing whether any warranty was disclaimed.

REQUEST FOR PRODUCTION NO. 5: All marketing materials, in-store promotional displays, advertisements, product brochures, or written representations used by YOU or SPRINT to promote the Samsung Galaxy S21 5G at or around the time of the SALE TRANSACTION, including any representations regarding battery life, device safety, or durability, and any materials that did or did not contain safety warnings regarding overheating or thermal events.

REQUEST FOR PRODUCTION NO. 6: All merger agreements, asset purchase agreements, and assumption of liability documents between T-MOBILE USA, INC. and Sprint Corporation executed in connection with their merger, to the extent they establish or define the scope of T-Mobile's assumption of Sprint's retail product liability obligations arising from the sale of Samsung Galaxy devices at Sprint-branded stores prior to April 1, 2020.

REQUEST FOR PRODUCTION NO. 7: All internal policies, procedures, or memoranda adopted by YOU following the Sprint merger governing the identification, management, and defense of legacy Sprint product liability claims, including claims arising from Samsung smartphone sales made before April 1, 2020.

REQUEST FOR PRODUCTION NO. 8: All documents relating to YOUR retention or destruction of Sprint's legacy sales records, customer account records, device activation records, and warranty records, including any records retention schedule applicable to Sprint-era transactions and any litigation hold issued with respect to Sprint-era records following the merger.

REQUEST FOR PRODUCTION NO. 9: All communications—including emails, letters, bulletins, technical service notices, recall notices, safety advisories, and product alerts—received by YOU or SPRINT from SAMSUNG ELECTRONICS AMERICA, INC. or any Samsung affiliate regarding battery overheating, swelling, thermal runaway, or safety defects in the S21 SERIES, from the date of Samsung's commercial release of the S21 SERIES through the date of the INCIDENT.

REQUEST FOR PRODUCTION NO. 10: All documents reflecting any knowledge by YOU or SPRINT, prior to the SALE TRANSACTION on March 10, 2022, of battery swelling, overheating, thermal runaway risk, or other safety defects in the S21 SERIES, including internal safety reports, escalation memos, industry advisories, or CPSC notices received.

REQUEST FOR PRODUCTION NO. 11: All certifications, safety approvals, FCC filings, UL certifications, or compliance documentation received by YOU or SPRINT from SAMSUNG for the Samsung Galaxy S21 5G prior to its retail sale, including any representation that the DEVICE met applicable consumer safety standards.

REQUEST FOR PRODUCTION NO. 12: All consumer complaints, warranty claims, service requests, return records, and internal escalation reports received by YOU or SPRINT regarding battery overheating, swelling, thermal runaway, fire, or burn injury in the S21 SERIES, from the date of commercial release through the present.

REQUEST FOR PRODUCTION NO. 13: All documents reflecting YOUR or SPRINT's analysis, review, or response to any consumer complaints or incident reports described in Request No. 12, including any decision to take or not take corrective action, issue a safety notice, or contact Samsung.

REQUEST FOR PRODUCTION NO. 14: All training manuals, instructional materials, videos, and assessments provided to YOUR or SPRINT's retail sales associates regarding the Samsung Galaxy S21 5G or the S21 SERIES, including any training relating to device safety, battery characteristics, heat generation, or known risks, in effect as of March 10, 2022.

REQUEST FOR PRODUCTION NO. 15: All policies, procedures, and internal directives governing the communication of safety warnings or product advisories to retail customers at the point of sale of Samsung Galaxy smartphones, including any procedures specific to devices with known battery concerns, in effect as of March 10, 2022.

REQUEST FOR PRODUCTION NO. 16: All policies and training materials governing the processing of customer returns or exchanges of Samsung Galaxy smartphones reported to have overheated, experienced battery failure, or caused injury, including any records of S21 SERIES returns or exchanges processed at the store where the SALE TRANSACTION occurred.

REQUEST FOR PRODUCTION NO. 17: All communications—including emails, letters, call logs, chat transcripts, customer service records, and internal case notes—between YOU (or any agent, employee, or contractor acting on YOUR behalf) and Plaintiff JENNIFER KRAVCHUCK or her representatives, at any time following March 21, 2024, regarding the INCIDENT, the DEVICE, or her injuries.

REQUEST FOR PRODUCTION NO. 18: All internal communications, memoranda, reports, or escalation records generated by YOU following YOUR receipt of notice of the INCIDENT, including any investigation initiated, any referral to YOUR safety or engineering team, and any communications with SAMSUNG regarding the INCIDENT.

REQUEST FOR PRODUCTION NO. 19: All litigation hold notices, evidence preservation orders, or internal directives issued by YOU regarding the preservation of records related to the SALE TRANSACTION, the INCIDENT, or Plaintiff JENNIFER KRAVCHUCK, including the date of issuance and the identity of the issuing party.

REQUEST FOR PRODUCTION NO. 20: All distribution agreements, authorized reseller agreements, retail partner agreements, and any other contracts between YOU or SPRINT and SAMSUNG ELECTRONICS AMERICA, INC. governing the distribution and retail sale of the

S21 SERIES, in effect at the time of the SALE TRANSACTION, including all indemnification, hold harmless, and product liability allocation provisions.

REQUEST FOR PRODUCTION NO. 21: All communications between YOU or SPRINT and SAMSUNG ELECTRONICS AMERICA, INC. following YOUR receipt of notice of the INCIDENT, including any tender of defense, demand for indemnification, or assertion of contribution rights against Samsung in connection with this action.

REQUEST FOR PRODUCTION NO. 22: All documents relating to any prior product liability claim, demand, lawsuit, or dispute between YOU or SPRINT and SAMSUNG arising from thermal runaway, battery overheating, or personal injury caused by a Samsung smartphone sold through YOUR retail stores.

REQUEST FOR PRODUCTION NO. 23: All complaints, demand letters, arbitration filings, or other legal process served upon YOU or SPRINT in any civil action or arbitration proceeding involving personal injury or property damage allegedly caused by thermal runaway or battery overheating of any Samsung Galaxy S21, S21+, or S21 Ultra sold through YOUR retail stores, filed anywhere in the United States within the five (5) years preceding the INCIDENT.

REQUEST FOR PRODUCTION NO. 24: All communications between YOU and any regulatory agency—including the U.S. Consumer Product Safety Commission (CPSC) or the Federal Trade Commission (FTC)—regarding battery overheating, thermal runaway, or safety defects in Samsung devices sold through YOUR retail stores, at any time prior to the INCIDENT.

REQUEST FOR PRODUCTION NO. 25: All commercial general liability policies, product liability policies, excess liability policies, umbrella policies, and indemnification agreements that may provide coverage for any of the claims asserted by Plaintiff JENNIFER KRAVCHUCK in this action, including the full policy declaration pages and endorsements.

REQUEST FOR PRODUCTION NO. 26: All documents reflecting any tender of defense or claim for indemnification submitted by YOU to any insurance carrier or to SAMSUNG ELECTRONICS AMERICA, INC. in connection with the claims made by Plaintiff in this action, and all responses received thereto.

REQUEST FOR PRODUCTION NO. 27: All documents that YOU contend support any affirmative defense asserted or to be asserted in this action, including but not limited to: (a) any contention that YOU are not the successor in interest to Sprint for purposes of the SALE TRANSACTION; (b) any contention that the defect originated solely with SAMSUNG; (c) alleged contributory or comparative negligence of Plaintiff; and (d) any other defense YOU intend to raise.

REQUEST FOR PRODUCTION NO. 28: All documents YOU contend support any assertion that Plaintiff JENNIFER KRAVCHUCK's manner of use, storage, or charging of the DEVICE, or any other act or omission by Plaintiff, contributed to or caused the INCIDENT.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of this Request for Production has been furnished by process server to the above-named addressee together with the Summons, Complaint, Request for Admissions, and Interrogatories filed herein.

Respectfully submitted,

/s/ Awad M. Zitawi Vazquez

Awad Zitawi-Vazquez, Esquire

FBN: 127222

The Pendas Law Firm

625 E. Colonial Drive

Orlando, FL 32803

Telephone: (407) 352-3535

Facsimile: (407) 770-6066

Primary email: azvazquez@pendaslaw.com

Secondary email: narguinzoni@pendaslaw.com

Tertiary email: pleadings@pendaslaw.com

EXHIBIT "A"

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

CASE NO:

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

_____ /

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

Samsung Electronics America, Inc. (Foreign Profit Corporation)

REGISTERED AGENT: C T Corporation System

1200 South Pine Island Road

Plantation, FL 33324

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., **The Pendas Law Firm**, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

EXHIBIT "A"

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the _____ day of _____,
_____.

Clerk of the Circuit Court

By _____
As Deputy Clerk

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named above.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, pudiese perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante). "De acuerdo con el Acto o Decreto de los Americanos con Impedimentos Inhabilitados, personas en necesidad del servicio especial para participar en este procedimiento deberán, dentro de un tiempo razonable, antes de cualquier procedimiento, ponerse en un tiempo razonable, antes de cualquier procedimiento, ponerse en contacto con la oficina Administrativa de la Corte, Telefono (TDD) 1-800-955-8771 o (V) 1-800-955-8770, via Florida Relay System."

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte jointe auprès de ce Tribunal. Un simple coup de téléphone est insuffisant pour vous protéger; vous êtes obligé de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du

EXHIBIT "A"

nom des parties nommees ici, si vous souhaitez que le Tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du Tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de déposer vous-meme une reponse ecrite, il vous faudra egalement, en meme temps que cette formalite, faire parvenir ou expedier une copie au carbone ou une photocopie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

En accordance avec la Loi des "Americans With Disabilities". Les personnes en besoin d'une accomodation speciale pour participer a ces procedures doivent, dans un temps raisonable, avant d'entreprendre aucune autre demarche, contracter l'office administrative de la Court situe au le telephone ou Telefono (TDD) 1-800-955-8771 ou (V) 1-800-955-8770, via Florida Relay System."

EXHIBIT "A"

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

CASE NO:

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

_____ /

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

T-Mobile USA, Inc.

REGISTERED AGENT: Corporation Service Company

1201 Hays Street

Tallahassee, FL 3301

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., **The Pendas Law Firm**, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

EXHIBIT "A"

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the _____ day of _____,
_____.

Clerk of the Circuit Court

By _____
As Deputy Clerk

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named above.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, pudiese perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante). "De acuerdo con el Acto o Decreto de los Americanos con Impedimentos Inhabilitados, personas en necesidad del servicio especial para participar en este procedimiento deberán, dentro de un tiempo razonable, antes de cualquier procedimiento, ponerse en un tiempo razonable, antes de cualquier procedimiento, ponerse en contacto con la oficina Administrativa de la Corte, Telefono (TDD) 1-800-955-8771 o (V) 1-800-955-8770, via Florida Relay System."

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce Tribunal. Un simple coup de téléphone est insuffisant pour vous protéger; vous êtes obligé de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du

EXHIBIT "A"

nom des parties nommees ici, si vous souhaitez que le Tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du Tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de déposer vous-meme une reponse ecrite, il vous faudra egalement, en meme temps que cette formalite, faire parvenir ou expedier une copie au carbone ou une photocopie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

En accordance avec la Loi des "Americans With Disabilities". Les personnes en besoin d'une accomodation speciale pour participer a ces procedures doivent, dans un temps raisonable, avant d'entreprendre aucune autre demarche, contracter l'office administrative de la Court situe au le telephone ou Telefono (TDD) 1-800-955-8771 ou (V) 1-800-955-8770, via Florida Relay System."

EXHIBIT "A"

Filing # [REDACTED] E-Filed 02/26/2026 11:11:07 AM

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

CASE NO: 2026 10817 CIDL

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

_____ /

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

Samsung Electronics America, Inc. (Foreign Profit Corporation)

REGISTERED AGENT: C T Corporation System

1200 South Pine Island Road

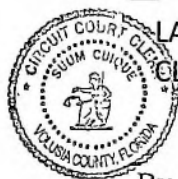
Plantation, FL 33324

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., **The Pendas Law Firm**, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the 27 day of February, 2026.



LAURA E ROTH
CLERK OF THE CIRCUIT COURT

By

As Deputy Clerk
/s/ Laura E. Smith

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named above.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, podría perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante). "De acuerdo con el Acto o Decreto de los Americanos con Impedimentos Inhabilitados, personas en necesidad del servicio especial para participar en este procedimiento deberán, dentro de un tiempo razonable, antes de cualquier procedimiento, ponerse en un tiempo razonable, antes de cualquier procedimiento, ponerse en contacto con la oficina Administrativa de la Corte, Teléfono (TDD) 1-800-955-8771 o (V) 1-800-955-8770, via Florida Relay System."

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce Tribunal. Un simple coup de téléphone est insuffisant pour vous protéger; vous êtes obligés de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du

EXHIBIT "A"

nom des parties nommees ici, si vous souhaitez que le Tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du Tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de déposer vous-meme une réponse écrite, il vous faudra également, en meme temps que cette formalite, faire parvenir ou expedier une copie au carbone ou une photocopie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

En accordance avec la Loi des "Americans With Disabilities". Les personnes en besoin d'une accomodation speciale pour participer a ces procedures doivent, dans un temps raisonable, avant d'entreprendre aucune autre demarche, contracter l'office administrative de la Court situe au le telephone ou Telefono (TDD) 1-800-955-8771 ou (V) 1-800-955-8770, via Florida Relay System."

EXHIBIT "A"

Filing # [REDACTED] E-Filed 02/26/2026 11:11:07 AM

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

CASE NO: 2026 10817 CIDL

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

_____/

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

T-Mobile USA, Inc.

REGISTERED AGENT: Corporation Service Company

1201 Hays Street

Tallahassee, FL 3301

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., **The Pendas Law Firm**, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the 27 day of February, 2026.



LAURA E ROTH
CLERK OF THE CIRCUIT COURT

By Laura E. Smith
As Deputy Clerk
/s/ Laura E. Smith

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named above.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, podría perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante). "De acuerdo con el Acto o' Decreto de los Americanos con Impedimentos Inhabilitados, personas en necesidad del servicio especial para participar en este procedimiento deberán, dentro de un tiempo razonable, antes de cualquier procedimiento, ponerse en un tiempo razonable, antes de cualquier procedimiento, ponerse en contacto con la oficina Administrativa de la Corte, Telefono (TDD) 1-800-955-8771 o (V) 1-800-955-8770, via Florida Relay System."

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce Tribunal. Un simple coup de téléphone est insuffisant pour vous protéger' vous êtes obligés de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du

nom des parties nommees ici, si vous souhaitez que le Tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du Tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de déposer vous-meme une réponse écrite, il vous faudra également, en meme temps que cette formalite, faire parvenir ou expedier une copie au carbone ou une photocopie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

En accordance avec la Loi des "Americans With Disabilities". Les personnes en besoin d'une accomodation speciale pour participer a ces procedures doivent, dans un temps raisonable, avant d'entreprendre aucune autre demarche, contracter l'office administrative de la Court situe au le telephone ou Telefono (TDD) 1-800-955-8771 ou (V) 1-800-955-8770, via Florida Relay System."

FILED
2026 MAR -2 PM 4:41
CLERK OF THE CIRCUIT
IN AND FOR FLAGLER, PUTNAM, ST. JOHNS AND VOLUSIA COUNTIES
CC-32

IN THE CIRCUIT/COUNTY COURT OF FLORIDA, SEVENTH JUDICIAL CIRCUIT,
IN AND FOR FLAGLER, PUTNAM, ST. JOHNS AND VOLUSIA COUNTIES

UNIFORM CASE MANAGEMENT ORDER

NOTICE: The deadlines referenced in this Order will be strictly enforced.

This Case Management Order is issued in accordance with Fla. R. Civ. P. 1.200 and Administrative Order(s) of the Seventh Judicial Circuit Court. The deadlines referenced herein apply in conjunction with the trial date specified in the Order Setting Trial.

A. CASE DESIGNATION

All civil cases will be assigned a designation as follows: Civil cases in which trials by jury are demanded are designated as "General," except those cases in which all defendants have been defaulted. Civil cases designated as "Complex" pursuant to Rule 1.201, Fla. R. Civ. P., are exempted from the requirements of this Order and will follow the procedures outlined in the Rule. All other civil cases are designated as "Streamlined." Parties may move for redesignation in accordance with Fla. R. Civ. P. 1.200 (c)(1). Civil actions specified in Fla. R. Civ. P. 1.200(a)(1-18) are likewise exempted from the requirements of this order.

B. PROJECTED TRIAL PERIOD

The projected trial period for "General" cases will be no later than eighteen (18) months from case filing. The projected trial period for "Streamlined" cases will be no later than twelve (12) months from case filing. The parties may move the Court to fix a trial period on or before the projected trial period. For cases in which no trial order has been issued, the parties seeking affirmative relief must notify the Court no later than seventy-five (75) days before the expiration of the projected trial period that no trial order has been issued.

C. SERVICE OF PROCESS

Plaintiff(s) are required to serve each defendant with initial process and pleading no later than one hundred twenty (120) days from case filing as provided in Fla. R. Civ. P. 1.070(j). Proof of service of process is to be promptly filed with the Clerk of Court. Motions for extension of time to complete service of process must be filed no later than ten (10) days prior to the expiration of the initial time allotted for service. The motions must specify the reasons why service could not be performed within 120 days and what attempts had been made at service during that period. In its discretion, the presiding judge may grant the plaintiff(s) an additional ninety (90) days to serve any remaining defendant(s). After the expiration of the time for service, including any extensions, any unserved defendant(s) may be dismissed from the action without further notice.

D. ADDING NEW PARTIES

The deadline for adding new parties to an action is 120 days after the completion of service of process on the initial defendants in cases designated as "General" and 90 days after the completion of service of process on the initial defendants in cases designated as "Streamlined." Parties may not be added to actions after these deadlines absent a showing of good cause.

E. OBJECTIONS TO PLEADINGS

Motions objecting to pleadings must be called up for hearing no later than 120 days after the filing of the motion. Motions objecting to pleadings not called up for hearing within the time specified herein, absent a showing of good cause, may be deemed waived or abandoned.

F. DISCOVERY/DISCLOSURE DEADLINES

All discovery is to be completed according to the following schedule:

Action or Event	General	Streamlined
Mandatory Initial Disclosures	As provided in Fla. R. Civ. P. 1.280(a)	As provided in Fla. R. Civ. P. 1.280(a)
Disclosure of expert witnesses	120 days before docket sounding for parties seeking affirmative relief; 90 days before docket sounding for parties not seeking affirmative relief	90 days before docket sounding for parties seeking affirmative relief; 60 days before docket sounding for parties not seeking affirmative relief
Disclosure of fact witnesses	60 days before docket sounding	60 days before docket sounding
Service of written discovery requests	45 days before docket sounding	45 days before docket sounding
Completion of all discovery	10 days before docket sounding	10 days before docket sounding

G. DISPOSITIVE MOTIONS

Dispositive motions must be filed and served no later than 120 days prior to the scheduled or projected trial period for "General" cases and 90 days prior to the scheduled or projected trial period for "Streamlined." cases. Motions for summary judgment and responses in opposition must comply with the deadlines set forth in Fla. R. Civ. P. 1.510. Movants must promptly call up dispositive motions for hearing, but no sooner than the time specified in Rule 1.510. Replies to responses in opposition to dispositive motions are only permitted upon leave of Court.

H. EXPERT WITNESS MOTIONS

Expert witness-related motions or objections (e.g., *Daubert* motions) must be filed no later than 60 days prior to the start of the scheduled or projected trial period for "General" cases and forty-five (45) days prior to the start of the specified or projected trial period for "Streamlined" cases.

I. PRETRIAL MOTIONS

All pretrial motions, other than dispositive motions and motions directed at expert witnesses, must be filed no later than thirty (30) days prior to the trial date. Pretrial motions filed within 30 days of trial will not be considered if predicated on matters the movant knew or should have known with the exercise of reasonable diligence at least 30 days prior to the trial date. Compliance by counsel (not staff) with the conferral requirements in Fla. R. Civ. P. 1.202 is required. Failure to comply with conferral requirements may result in summary denial of motions. Because of busy court calendars, hearing time may not be available to consider motions filed close to the deadline. The inability of a party to obtain hearing time will generally not constitute grounds for a continuance of the trial.

J. MEDIATION

Unless excused by the Court or excluded pursuant to Fla. R. Civ. P. 1.710(b), mediation is to be conducted in all cases. Mediation must be concluded, and a report filed prior to docket sounding.

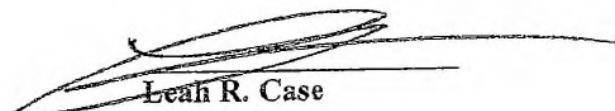
K. EXTENSIONS/MODIFICATIONS OF DEADLINES

The deadlines specified herein will be strictly enforced unless modified by Court order. The parties may submit an agreed order to extend disclosure and/or discovery deadlines; however, all remaining deadlines will remain in place absent a Court order. Continuances of deadlines are strongly discouraged.

L. SERVICE OF THIS ORDER

Plaintiff is required to serve a copy of this Order on all other parties and file a notice of service with the Clerk within 30 days of the date of its issuance.

DONE AND ORDERED in Flagler, Putnam, St. Johns, and Volusia counties.


Leah R. Case
Chief Judge

Effective: January 1, 2025
Adopted: December 2024

VERIFIED RETURN OF SERVICE

State of Florida

County of VOLUSIA

CIRCUIT Court

Case Number: 2026-10817-CIDL

Plaintiff: **JENNIFER KRAVCHUCK**

vs.

Defendant: **SAMSUNG ELECTRONICS AMERICA, INC. and T-MOBILE USA, INC.**

For:

Awad Zitawi-Vazquez
The Pendas Law Firm
625 East Colonial Dr.
Orlando, FL 32803

Received by JMT Management Corp. on the 5th day of March, 2026 at 3:23 pm to be served on **SAMSUNG ELECTRONICS AMERICA, INC. C/O REGISTERED AGENT CT CORPORATION SYSTM, 1200 S. PINE ISLAND RD, PLANTATION, FL 33324.**

I, Dan Ackerman, do hereby affirm that on the **6th day of March, 2026 at 9:05 am, I:**

served a **CORPORATION** by delivering a true copy of the **SUMMONS, UNIFORM CASE MANAGEMENT ORDER, COMPLAINT, PLAINTIFF'S FIRST REQUEST FOR PRODUCTION TO DEFENDANT, PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS TO DEFENDANT, NOTICE OF SERVICE OF INTERROGATORIES TO DEFENDANT AND FIRST SET OF INTERROGATORIES TO THE DEFENDANT** with the date and hour of service endorsed thereon by me, to: **DONNA MOCH as SENIOR COPROPRATE OPERATIONS MANAGER for SAMSUNG ELECTRONICS AMERICA, INC. C/O REGISTERED AGENT CT CORPORATION SYSTM**, at the address of: **1200 S. PINE ISLAND RD, PLANTATION, FL 33324**, and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 60, Sex: F, Race/Skin Color: CAUCASIAN, Height: 5'4, Weight: 140, Hair: BROWN, Glasses: N

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalties of perjury, I declare that I have read the forgoing Verified Return of service and the facts stated are true. Pursuant to F.S 92.525(2), Notary not required. Date: 3-6-26



Dan Ackerman
#362

JMT Management Corp.
6250 North Military Trail
#102
West Palm Beach, FL 33407
(561) 640-4800

Our Job Serial Number: JMT [REDACTED]
Ref: JENNIFER KRAVCHUCK

Filing # [REDACTED] E-Filed 02/26/2026 11:11:07 AM

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

CASE NO: 2026 10817 CIDL

3/6/26 9:05 AM

DA #342

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

Samsung Electronics America, Inc. (Foreign Profit Corporation)

REGISTERED AGENT: C T Corporation System

1200 South Pine Island Road

Plantation, FL 33324

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., The Pendas Law Firm, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

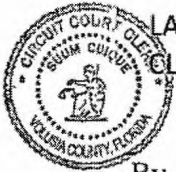
2026 10817 CIDL

EXHIBIT "A"

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the 27 day of February, 2026.



LAURA E ROTH
CLERK OF THE CIRCUIT COURT

By

A handwritten signature in cursive script, appearing to read "Laura E. Smith", written over a horizontal line.

As Deputy Clerk

/s/ Laura E. Smith

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named above.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, podría perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante). "De acuerdo con el Acto o Decreto de los Americanos con Impedimentos Inhabilitados, personas en necesidad del servicio especial para participar en este procedimiento deberán, dentro de un tiempo razonable, antes de cualquier procedimiento, ponerse en un tiempo razonable, antes de cualquier procedimiento, ponerse en contacto con la oficina Administrativa de la Corte, Telefono (TDD) 1-800-955-8771 o (V) 1-800-955-8770, via Florida Relay System."

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce Tribunal. Un simple coup de téléphone est insuffisant pour vous protéger; vous êtes obligé de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du

EXHIBIT "A"

nom des parties nommees ici, si vous souhaitez que le Tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du Tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de déposer vous-meme une reponse ecrite, il vous faudra egalement, en meme temps que cette formalite, faire parvenir ou expedier une copie au carbone ou une photocopie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

En accordance avec la Loi des "Americans With Disabilities". Les personnes en besoin d'une accomodation speciale pour participer a ces procedures doivent, dans un temps raisonable, avant d'entreprendre aucune autre demarche, contracter l'office administrative de la Court situe au le telephone ou Telefono (TDD) 1-800-955-8771 ou (V) 1-800-955-8770, via Florida Relay System."

EXHIBIT "A"

VERIFIED RETURN OF SERVICE

State of Florida

County of VOLUSIA

CIRCUIT Court

Case Number: 2026-10817-CIDL

Plaintiff:
JENNIFER KRAVCHUCK

vs.

Defendant:
SAMSUNG ELECTRONICS AMERICA, INC. and T-MOBILE USA, INC.

For:
Awad Zitawi-Vazquez
The Pendas Law Firm
625 East Colonial Dr.
Orlando, FL 32803



JMT2026000474

Received by WILL RISER on the 5th day of March, 2026 at 3:56 pm to be served on **T-MOBILE USA, INC. C/O REGISTERED AGENT: CORPORATION SERVICE COMPANY, 1201 HAYS STREET, TALLAHASSEE, FL 32301.**

I, WILL RISER, do hereby affirm that on the **6th day of March, 2026 at 12:00 pm, I:**

served a **CORPORATE, PARTNERSHIP, ASSOCIATION** Served the within named business entity by delivering a true copy of **SUMMONS, UNIFORM CASE MANAGEMENT ORDER, COMPLAINT, PLAINTIFF'S FIRST REQUEST FOR PRODUCTION TO DEFENDANT, PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS TO DEFENDANT, NOTICE OF SERVICE OF INTERROGATORIES TO DEFENDANT AND FIRST SET OF INTERROGATORIES TO THE DEFENDANT** to: **Sheena Black** as Customer Service Associate, a Designated employee of the Registered Agent, pursuant to the requirements of Fla. Stat. 48.091, and informed said person of the contents therein, at **1201 Hays St, Tallahassee, FL 32301.** on behalf of **T-MOBILE USA, INC. C/O REGISTERED AGENT: CORPORATION SERVICE COMPANY,** and informed said person of the contents therein, in compliance with state statutes.

I certify that I am over the age of 18, have no interest in the above action, and am a certified process server, in good standing, in the judicial circuit in which the process was served. "under penalties of perjury, i declare that i have read the foregoing document and that the facts are true" [REDACTED] Notary not required pursuant to fs 92.525

Description of Person Served: Age: 35, Sex: F, Race/Skin Color: White, Height: 5'6", Weight: 140, Hair: Brown, Glasses: N

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. "Under penalties of perjury, I declare that I have read the foregoing document and that the facts in it are true" F.S. 92.525. NOTARY NOT REQUIRED PURSUANT TO FS 92.525

WILL RISER
Process Server 288

JMT MANAGEMENT
6250 N. Military Trail
Suite 102
West Palm Beach, FL 33407
(561) 640-4800

Our Job Serial Number: JMT [REDACTED]
Ref: JENNIFER KRAVCHUCK

Filing # [REDACTED] E-Filed 02/26/2026 11:11:07 AM

DELIVERED	3/6/2026 12:00 PM
SERVER	WR
LICENSE	Process Server 288

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

CASE NO: 2026 10817 CIDL

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

T-Mobile USA, Inc.

REGISTERED AGENT: Corporation Service Company

1201 Hays Street

Tallahassee, FL 3301

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., **The Pendas Law Firm**, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the 27 day of February, 2026.



LAURA E ROTH
CLERK OF THE CIRCUIT COURT

By Laura E. Smith
As Deputy Clerk
/s/ Laura E. Smith

VERIFIED RETURN OF SERVICE

State of Florida

County of VOLUSIA

CIRCUIT Court

Case Number: 2026-10817-CIDL

Plaintiff: **JENNIFER KRAVCHUCK**

vs.

Defendant: **SAMSUNG ELECTRONICS AMERICA, INC. and T-MOBILE USA, INC.**

For:

Awad Zitawi-Vazquez
The Pendas Law Firm
625 East Colonial Dr.
Orlando, FL 32803

Received by JMT Management Corp. on the 5th day of March, 2026 at 3:23 pm to be served on **SAMSUNG ELECTRONICS AMERICA, INC. C/O REGISTERED AGENT CT CORPORATION SYSTM, 1200 S. PINE ISLAND RD, PLANTATION, FL 33324.**

I, Dan Ackerman, do hereby affirm that on the **6th day of March, 2026 at 9:05 am, I:**

served a **CORPORATION** by delivering a true copy of the **SUMMONS, UNIFORM CASE MANAGEMENT ORDER, COMPLAINT, PLAINTIFF'S FIRST REQUEST FOR PRODUCTION TO DEFENDANT, PLAINTIFF'S FIRST REQUEST FOR ADMISSIONS TO DEFENDANT, NOTICE OF SERVICE OF INTERROGATORIES TO DEFENDANT AND FIRST SET OF INTERROGATORIES TO THE DEFENDANT** with the date and hour of service endorsed thereon by me, to: **DONNA MOCH as SENIOR COPROPRATE OPERATIONS MANAGER for SAMSUNG ELECTRONICS AMERICA, INC. C/O REGISTERED AGENT CT CORPORATION SYSTM**, at the address of: **1200 S. PINE ISLAND RD, PLANTATION, FL 33324**, and informed said person of the contents therein, in compliance with state statutes.

Description of Person Served: Age: 60, Sex: F, Race/Skin Color: CAUCASIAN, Height: 5'4, Weight: 140, Hair: BROWN, Glasses: N

I certify that I am over the age of 18, have no interest in the above action, and am a Certified Process Server, in good standing, in the judicial circuit in which the process was served. Under penalties of perjury, I declare that I have read the forgoing Verified Return of service and the facts stated are true. Pursuant to F.S 92.525(2), Notary not required. Date: 3-6-26



Dan Ackerman
#362

JMT Management Corp.
6250 North Military Trail
#102
West Palm Beach, FL 33407
(561) 640-4800

Our Job Serial Number: JMT [REDACTED]
Ref: JENNIFER KRAVCHUCK

Filing # [REDACTED] E-Filed 02/26/2026 11:11:07 AM

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN
AND FOR VOLUSIA COUNTY, FLORIDA

JENNIFER KRAVCHUCK

Plaintiff,

v.

SAMSUNG ELECTRONICS AMERICA, INC.

And T-MOBILE USA, INC.,

(as successor in interest to Sprint).

Defendants.

CASE NO: 2026 10817 CIDL

3/6/26 9:05 AM

DA #342

SUMMONS

THE STATE OF FLORIDA:

To all and singular sheriffs of said state:

YOU ARE HEREBY COMMANDED to serve this Summons and a copy of the Complaint or Petition, Interrogatories, Request for Production and Request for Admissions in the above-styled cause upon the Defendant:

Samsung Electronics America, Inc. (Foreign Profit Corporation)

REGISTERED AGENT: C T Corporation System

1200 South Pine Island Road

Plantation, FL 33324

Each Defendant is hereby required to serve written defenses to said Complaint or Petition on AWAD ZITAWI-VAZQUEZ ESQ., The Pendas Law Firm, 625 E. Colonial Dr. Orlando, FL 3280 within twenty (20) days after service of this Summons upon you, exclusive of the day of service, and to file the original of said written defenses with the Clerk of said Court either before service on Plaintiff's attorney or immediately thereafter. If you fail to do so, a default will be entered against you for the relief demanded in the Complaint or Petition.

2026 10817 CIDL

EXHIBIT "A"

**REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH
DISABILITIES**

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, **Volusia Court Administration, (386) 257-6092 (voice)**, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

WITNESS my hand and the seal of this Court on this the 27 day of February, 2026.



LAURA E ROTH
CLERK OF THE CIRCUIT COURT

By

A handwritten signature in cursive script, appearing to read "Laura E. Smith", written over a horizontal line.

As Deputy Clerk

/s/ Laura E. Smith

IMPORTANT

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the clerk of this court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money and property may thereafter be taken without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's Attorney" named above.

IMPORTANTE

Usted ha sido demandado legalmente. Tiene veinte (20) días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá; si usted desea que el tribunal considere su defensa, debe presentar su respuesta por escrito, incluyendo el número del caso y los nombres de las partes interesadas en dicho caso. Si usted no contesta la demanda a tiempo, podría perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney." (Demandante o Abogado del Demandante). "De acuerdo con el Acto o Decreto de los Americanos con Impedimentos Inhabilitados, personas en necesidad del servicio especial para participar en este procedimiento deberán, dentro de un tiempo razonable, antes de cualquier procedimiento, ponerse en un tiempo razonable, antes de cualquier procedimiento, ponerse en contacto con la oficina Administrativa de la Corte, Telefono (TDD) 1-800-955-8771 o (V) 1-800-955-8770, via Florida Relay System."

IMPORTANT

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce Tribunal. Un simple coup de téléphone est insuffisant pour vous protéger; vous êtes obligé de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du

EXHIBIT "A"

nom des parties nommees ici, si vous souhaitez que le Tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le relai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du Tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de déposer vous-meme une reponse ecrite, il vous faudra egalement, en meme temps que cette formalite, faire parvenir ou expedier une copie au carbone ou une photocopie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

En accordance avec la Loi des "Americans With Disabilities". Les personnes en besoin d'une accomodation speciale pour participer a ces procedures doivent, dans un temps raisonable, avant d'entreprendre aucune autre demarche, contracter l'office administrative de la Court situe au le telephone ou Telefono (TDD) 1-800-955-8771 ou (V) 1-800-955-8770, via Florida Relay System."

EXHIBIT "A"

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 court. 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

JENNIFER KRAVCHUCK

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

(c) Attorneys (Firm Name, Address, and Telephone Number)

The Pendas Law Firm, 625 East Colonial Drive, Orlando, Florida 32803 (407) 352-3535

DEFENDANTS

SAMSUNG ELECTRONICS AMERICA, INC. AND T-MOBILE USA, INC., (as successor in interest to Sprint)

County of Residence of First Listed Defendant Bergen County, NJ (IN U.S. PLAINTIFF CASES ONLY)

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

Attorneys (If Known)

Wilson Elser Moskowitz Edelman & Dicker LLP, 111 North Orange Avenue, Suite 1200, Orlando, Florida 32801 (407) 203-7599

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff, 2 U.S. Government Defendant, 3 Federal Question (U.S. Government Not a Party), 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)

- Citizen of This State, Citizen of Another State, Citizen or Subject of a Foreign Country, PTF DEF, 1 1, 2 2, 3 3, 4 4, 5 5, 6 6

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

Click here for: Nature of Suit Code Descriptions.

Table with columns: CONTRACT, REAL PROPERTY, TORTS, CIVIL RIGHTS, PRISONER PETITIONS, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES. Includes codes like 110 Insurance, 310 Airplane, 365 Personal Injury, etc.

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

- 1 Original Proceeding, 2 Removed from State Court, 3 Remanded from Appellate Court, 4 Reinstated or Reopened, 5 Transferred from Another District, 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):

28 USC Section 1332

Brief description of cause: Personal Injury - Product Liability

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: [X] Yes [] No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE DOCKET NUMBER

DATE SIGNATURE OF ATTORNEY OF RECORD

April 3, 2026 /s/ Sara D. McLaughlin

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. 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. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
 United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
 Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
 Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.
 Original Proceedings. (1) Cases which originate in the United States district courts.
 Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
 Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
 Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
 Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
 Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
 Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related cases, if any. If there are related cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.