

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

1. LAURA DOUGHTY, individually)
and on behalf of all similarly situated)
persons,)

Plaintiff,)

vs.)

Case No. 5:20-cv-00500-G

1. CENTRALSQUARE)
TECHNOLOGIES, LLC and)
2. CITY OF NORMAN, OKLAHOMA,)
a municipal corporation,)

Defendants.)

**ANSWER OF CENTRALSQUARE TECHNOLOGIES, LLC
TO CLASS ACTION PETITION**

Defendant CentralSquare Technologies, LLC (“Defendant” or “CentralSquare”), by and through its attorneys, provides the following answer and submits affirmative defenses to the *Laura Doughty v. Central Square Technologies LLC and City of Norman* Class Action Petition that was filed in the District Court of Oklahoma for Cleveland County prior to its removal to this Court on May 28, 2020 (the “Petition”) as set forth below.

Defendant denies each and every allegation set forth in the Petition, except as expressly admitted below. CentralSquare responds to the numbered paragraphs of the Petition and prayer for relief as follows:

INTRODUCTION

1. Paragraph 1 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 1 of the Petition.

2. Defendant denies the allegations in Paragraph 2 of the Petition.

3. Defendant admits only that CentralSquare's Click2Gov is a software product used by municipalities in the United States to facilitate payments that might include utility bills, parking tickets, taxes and similar payments. Defendant otherwise denies the allegations in Paragraph 3 of the Petition.

4. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 4 of the Petition and, on that basis, denies those allegations.

5. Paragraph 5 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 5 of the Petition.

6. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 6 of the Petition and, on that basis, denies those allegations.

7. Paragraph 7 contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 7 of the Petition and, on that basis, denies those allegations.

8. Paragraph 8 contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required,

Defendant lacks sufficient information to admit or deny the allegations in Paragraph 8 of the Petition and, on that basis, denies those allegations.

PARTIES

9. Paragraph 9 contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 9 of the Petition and, on that basis, denies those allegations.

10. Defendant admits Paragraph 10 of the Petition.

11. Defendant admits only that the language quoted by Plaintiff in Paragraph 11 can be found on Defendant's webpage. Defendant otherwise denies the allegations in Paragraph 11 of the Petition.

12. Defendant admits only that the language quoted by Plaintiff in Paragraph 12 can be found on Defendant's webpage. Defendant otherwise denies the allegations in Paragraph 12 of the Petition.

13. Defendant admits on information and belief Paragraph 13 of the Petition.

JURISDICTION AND VENUE

14. Paragraph 14 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant admits that the Petition purports to be an action arising under the authority vested in the District Court of Oklahoma, Cleveland County by virtue of 12 O.S. §2004(F). Defendant otherwise denies the allegations in Paragraph 14 of the Petition.

15. Paragraph 15 of the Petition contains characterizations of Plaintiff's claims

and/or legal conclusions to which no response is required. To the extent a response is required, Defendant admits that on information and belief the City of Norman is in Cleveland County Oklahoma and Defendant otherwise denies the allegations in Paragraph 15 of the Petition.

16. Paragraph 16 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 16 of the Petition.

STATEMENT OF FACTS

A. The Data Breaches

17. Defendant admits only that the article cited in Paragraph 17 footnote 4 of the Petition purports to have been published by Gemini Advisory on December 18, 2018, and is presently available at the web address indicated in that footnote. Defendant otherwise lacks sufficient information to admit or deny the allegations in Paragraph 17 of the Petition and, on that basis, denies those allegations.

18. Defendant admits only that in October 2017 Superion CEO Simon Angove issued a press release containing, in part, the language quoted in Paragraph 18 of the Petition. Defendant otherwise denies the allegations in Paragraph 18 of the Petition.

19. Paragraph 19 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 19 of the Petition.

20. Defendant admits only that the occurrence in 2017 and 2018 of incidents involving certain municipality computer systems that locally hosted Click2Gov software

and did not involve systems that were hosted in the cloud. Defendant otherwise denies the allegations in Paragraph 20 of the Petition.

21. Paragraph 21 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 21 of the Petition.

22. Paragraph 22 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 22 of the Petition.

A. The 2019 Breach

23. Defendant denies the allegations in Paragraph 23 of the Petition.

24. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 24 of the Petition and, on that basis, denies those allegations.

25. Paragraph 25 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 25 of the Petition and, on that basis, denies those allegations.

26. Paragraph 26 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 26 of the Petition and, on that basis, denies those allegations.

27. Paragraph 27 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is

required, Defendant denies the allegations in Paragraph 27 of the Petition.

28. Paragraph 28 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 28 of the Petition.

29. Defendant denies the allegations in Paragraph 29 of the Petition.

30. Paragraph 30 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 30 of the Petition.

31. Defendant denies the allegations in Paragraph 31 of the Petition.

32. Paragraph 32 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 32 of the Petition.

B. Industry Standard and Governmental Guidance for Protection of Payment

Data

33. Paragraph 33 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 33 of the Petition.

34. Paragraph 34 characterizes certain documents that speak for themselves, so no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 34 of the Petition.

35. Paragraph 35 characterizes certain documents that speak for themselves, so

no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 35 of the Petition.

36. Paragraph 36 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 36 of the Petition.

37. Paragraph 37 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 37 of the Petition.

38. Paragraph 38 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 38 of the Petition.

39. Paragraph 39 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 39 of the Petition and, on that basis, denies those allegations.

40. Paragraph 40 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 40 of the Petition and, on that basis, denies those allegations.

41. Paragraph 41 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in

Paragraph 41 of the Petition and, on that basis, denies those allegations.

42. Defendant denies the allegations in Paragraph 42 of the Petition.

43. Defendant denies the allegations in Paragraph 43 of the Petition.

44. Defendant denies the allegations in Paragraph 44 of the Petition.

C. The City of Norman Charged Fees for Security It Failed to Provide

45. Paragraph 45 is not directed toward Defendant and contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 45 of the Petition and, on that basis, denies those allegations.

46. Paragraph 46 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 46 of the Petition.

47. Paragraph 47 is not directed toward Defendant and as such no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 47 of the Petition and, on that basis, denies those allegations.

48. Paragraph 48 is not directed toward Defendant and contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 48 of the Petition and, on that basis, denies those allegations.

49. Paragraph 49 of the Petition contains characterizations of Plaintiff's claims

and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 49 of the Petition and, on that basis, denies those allegations.

50. Paragraph 50 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required Defendant denies the allegations in Paragraph 50 of the Petition.

51. Paragraph 51 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 51 of the Petition.

D. Plaintiff Doughty's Experiences

52. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 52 of the Petition and, on that basis, denies those allegations.

53. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 53 of the Petition and, on that basis, denies those allegations.

54. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 54 of the Petition and, on that basis, denies those allegations.

55. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 55 of the Petition and, on that basis, denies those allegations.

56. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 56 of the Petition and, on that basis, denies those allegations.

57. Defendant lacks sufficient information to admit or deny the allegations in

Paragraph 57 of the Petition and, on that basis, denies those allegations.

58. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 58 of the Petition and, on that basis, denies those allegations.

CLASS ALLEGATIONS

59. Defendant repeats and incorporates by reference its responses in Paragraphs 1-58 above, as if fully set forth herein.

60. Paragraph 60 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 60 of the Petition.

61. Paragraph 61 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 61 of the Petition.

62. Paragraph 62 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 62 of the Petition.

A. Class Certification is Appropriate

63. Paragraph 63 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 63 of the Petition.

64. Paragraph 64 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 64 of the Petition.

65. Paragraph 65 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 65 of the Petition.

66. Paragraph 66 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 66 of the Petition.

67. Paragraph 67 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 67 of the Petition and, on that basis, denies those allegations.

68. Paragraph 68 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 68 of the Petition and, on that basis, denies those allegations.

CAUSES OF ACTION

COUNT 1 - NEGLIGENCE

(Against Defendant CentralSquare Only, on behalf of Nationwide Class)

69. Defendant repeats and incorporates by reference its responses in Paragraphs 1-68 above, as if fully set forth herein.

70. Defendant denies the allegations in Paragraph 70 of the Petition.

71. Paragraph 71 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is

required, Defendant denies the allegations in Paragraph 71 of the Petition.

72. Paragraph 72 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 72 of the Petition.

73. Paragraph 73 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 73 of the Petition.

74. Paragraph 74 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 74 of the Petition.

75. Defendant denies the allegations in Paragraph 75 of the Petition.

76. Defendant denies the allegations in Paragraph 76 of the Petition.

COUNT II - NEGLIGENCE PER SE
(Against Defendant CentralSquare Only, on behalf of Nationwide Class)

77. Defendant repeats and incorporates by reference its responses in Paragraphs 1-76 above, as if fully set forth herein.

78. Paragraph 78 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 78 of the Petition.

79. Paragraph 79 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant responds that the language of the FTC Act speaks for itself, and

otherwise denies the allegations in Paragraph 79 of the Petition.

80. Defendant denies the allegations in Paragraph 80 of the Petition.

81. Defendant admits only that the FTC has pursued enforcement actions against certain businesses that the FTC believed failed to employ reasonable data security measures in violation of consumer privacy rights. Otherwise, Paragraph 81 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a further response is required, Defendant denies the allegations in Paragraph 81 of the Petition.

82. Defendant denies the allegations in Paragraph 82 of the Petition.

83. Defendant denies the allegations in Paragraph 83 of the Petition.

84. Defendant denies the allegations in Paragraph 84 of the Petition.

85. Defendant denies the allegations in Paragraph 85 of the Petition.

COUNT III - BREACH OF THIRD-PARTY BENEFICIARY CONTRACT
(Against CentralSquare, on behalf of Nationwide Class)

86. Defendant repeats and incorporates by reference its responses in Paragraphs 1-85 above, as if fully set forth herein.

87. Paragraph 87 characterizes documents that speaks for themselves, so no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 87 of the Petition.

88. Defendant denies the allegations in Paragraph 88 of the Petition.

89. Paragraph 89 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is

required, Defendant denies the allegations in Paragraph 89 of the Petition.

90. Defendant denies the allegations in Paragraph 90 of the Petition.

91. Paragraph 91 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 91 of the Petition.

92. Defendant denies the allegations in Paragraph 92 of the Petition.

COUNT IV - BREACH OF CONTRACT
(Against the City of Norman, on behalf of the Norman Subclass)

93. Defendant repeats and incorporates by reference its responses in Paragraphs 1-92 above, as if fully set forth herein.

94. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 94 of the Petition and, on that basis, denies those allegations.

95. Defendant lacks sufficient information to admit or deny the allegations in Paragraph 95 of the Petition and, on that basis, denies those allegations.

96. Paragraph 96 is not directed toward Defendant and contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 96 of the Petition and, on that basis, denies those allegations.

97. Paragraph 97 is not directed toward Defendant and contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 97 of the Petition and, on that basis, denies those allegations.

98. Paragraph 98 is not directed toward Defendant and contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 98 of the Petition and, on that basis, denies those allegations.

COUNT VI – UNJUST ENRICHMENT

(Against both Defendants, on behalf of the Nationwide Class and the Norman Subclass)

99. Defendant repeats and incorporates by reference its responses in Paragraphs 1-98 above, as if fully set forth herein.

100. Paragraph 100 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant denies the allegations in Paragraph 100 of the Petition.

101. Paragraph 101 of the Petition is not directed at Defendant and contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 101 of the Petition and, on that basis, denies those allegations.

102. Paragraph 102 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 102 of the Petition and, on that basis, denies those allegations.

103. Paragraph 103 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is

required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 103 of the Petition and, on that basis, denies those allegations.

104. Paragraph 104 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 104 of the Petition and, on that basis, denies those allegations.

105. Paragraph 105 of the Petition contains characterizations of Plaintiff's claims and/or legal conclusions to which no response is required. To the extent a response is required, Defendant lacks sufficient information to admit or deny the allegations in Paragraph 105 of the Petition and, on that basis, denies those allegations.

106. Defendant denies the allegations in Paragraph 106 of the Petition.

PRAYER FOR RELIEF

Defendant denies that Plaintiff is entitled to any relief sought in its prayer for relief from Defendant. The classes should not be certified as prayed for in the Petition because the requirements for class certification cannot be satisfied by Plaintiff. Plaintiff's prayer should, therefore, be denied in its entirety and with prejudice, and Plaintiff should take nothing.

GENERAL DENIAL

CentralSquare denies each and every allegation of fact, conclusion of law, or other matter contained in the Petition that is not expressly admitted in this pleading.

AFFIRMATIVE DEFENSES

Incorporating by reference the foregoing paragraphs in their entirety and without prejudice to the denials set forth in response to the Petition and without undertaking any of the burdens properly placed on Plaintiff, CentralSquare asserts the following defenses to Plaintiff's Petition.

FIRST AFFIRMATIVE DEFENSE

Failure to State a Claim

Plaintiff's Petition fails to state a claim upon which relief may be granted.

SECOND AFFIRMATIVE DEFENSE

Statutes of Limitations

The causes of action set forth in the Petition may be barred by their respective statutes of limitations.

THIRD AFFIRMATIVE DEFENSE

Lack of Cause in Fact/Proximate Cause

The claims of Plaintiff and the members of the putative class are barred because no conduct by, or attributable to, Defendant was the cause in fact or proximate cause of any harm allegedly suffered by them.

FOURTH AFFIRMATIVE DEFENSE

Performance Excused

Defendant's performance, if any, has been excused by the non-occurrence of a condition precedent, and/or by the occurrence of a condition subsequent, and thereby, Plaintiff and the members of the putative class are barred from any recovery against Defendant.

FIFTH AFFIRMATIVE DEFENSE
Failure to Mitigate

Plaintiff and the members of the putative class are barred in whole or in part from recovery against Defendant by reason of their failure to mitigate any harm to themselves, if in fact any injury has been sustained.

SIXTH AFFIRMATIVE DEFENSE
Improper Collective Action Allegations

Plaintiff's claims brought on behalf of herself and the putative class members are not properly brought as, and cannot be maintained as, a collective action under applicable law because, among other things, the claim fails to meet the necessary requirements for class certification or conditional certification, including because: (i) this action is not best resolved on a collective basis including because common questions of fact and law do not predominate among purported class members from different states who utilized different payment systems operated by different municipalities; (ii) Plaintiff is not a proper or adequate representative; and (iii) Plaintiff's claims are not sufficiently typical of the claims of the other alleged aggrieved proposed class member.

SEVENTH AFFIRMATIVE DEFENSE
Reasonable Care and Good Faith

With respect to the matters alleged in the Petition, Defendant at all times acted in good faith, with reasonable care, prudence, and skill, and without any improper, malicious, or reckless intent and acted in accordance with applicable law.

EIGHTH AFFIRMATIVE DEFENSE
Lack of Damages/Injury

The Petition, and each purported cause of action asserted therein, is barred because

Plaintiff and the purported class members have not suffered any damage as a result of any action taken by Defendant or Defendant's agents. If, however, Plaintiff or the purported class members did suffer damages, which Defendant denies, the amount of damages actually suffered is less than the amount actually claimed, and any judgment against Defendant must therefore be reduced accordingly.

NINTH AFFIRMATIVE DEFENSE
Equitable Estoppel, Acquiescence, Consent and/or Waiver

The claims of Plaintiff and the members of the putative class are barred by the doctrines of equitable estoppel, acquiescence, consent and/or waiver.

RESERVATION OF ADDITIONAL DEFENSES

CentralSquare hereby reserves all additional defenses under Rule 8(c) of the Federal Rules of Civil Procedure and any other defenses, at law or equity, that may now or in the future be available based on discovery or any other factual investigation concerning this case or any related action.

PRAYER FOR RELIEF

WHEREFORE, Defendant prays as follows:

1. That Plaintiff and the purported class take nothing by reason of the Petition, that judgment be rendered in favor of Defendant;
2. That Defendant be awarded its costs of suit incurred in defense of this action, including its reasonable attorneys' fees; and
3. For such other relief as the Court deems just and proper.

JURY DEMAND

Pursuant to Rule 38 of the Federal Rules of Civil Procedure, Defendant demands a trial by jury on all issues triable by a jury.

FOLIART, HUFF, OTTAWAY & BOTTOM

s/Amy Sherry Fischer

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** denotes national counsel who will seek pro hac vice admission*

**ATTORNEYS FOR DEFENDANT
CENTRALSQUARE TECHNOLOGIES,
LLC**

CERTIFICATE OF SERVICE

[X] I hereby certify that on this 4th day of June, 2020, I electronically transmitted the attached document to the Clerk of Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

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