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IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON  
IN AND FOR THE COUNTY OF KING

DAVID COOPER and JERRY SCOTT,  
individually and on behalf of all those  
similarly situated,

Plaintiffs,

v.

ALSCO, INC., a foreign corporation,

Defendant.

No. 12-2-31451-9 SEA

CLASS ACTION COMPLAINT  
FOR DAMAGES

Plaintiffs claim against defendant as follows:

**I. NATURE OF ACTION**

1. Plaintiffs bring this class action for money damages and statutory penalties for wage law violations on behalf of current and former employees of defendant AlSCO, Inc. ("AlSCO," "company," or "employer") for violating the Washington Minimum Wage Act ("MWA"), RCW 49.46, and the Wage Rebate Act ("WRA"), RCW 49.52.

**II. JURISDICTION AND VENUE**

2. The Superior Court of Washington has jurisdiction of plaintiffs' claims pursuant to RCW 2.08.010.

3. Venue in King County is appropriate pursuant to RCW 4.12.025.





1           22. Defendant's failure to pay class members one and one-half times their regular  
2 rate of pay for hours worked in excess of forty in their work weeks constitutes a violation of  
3 RCW 49.46.130.

4           23. As a result of defendant's acts and omissions, plaintiffs and the class members  
5 have been damaged in amounts as will be proven at trial.  
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7                                   **VII. SECOND CAUSE OF ACTION –**  
8                                   **WILLFUL WITHHOLDING OF WAGES IN VIOLATION OF RCW 49.52**

9           24. Plaintiffs restate and reallege the allegations set forth in paragraphs 1 through  
10 23 above.

11           25. By the foregoing, defendant's actions constitute willful withholding of wages  
12 in violation of RCW 49.52.050 and .070.

13           26. As a result of defendant's acts and omissions, plaintiffs and the class members  
14 have been damaged in amounts as will be proven at trial.  
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16                                   **VIII. PRAYER FOR RELIEF**

17           WHEREFORE, plaintiffs request this Court enter an order granting them and the  
18 class members the following relief:

- 19           A. Damages for lost wages in amounts to be proven at trial;
- 20           B. Exemplary damages in amounts equal to double the wages due to class  
21 members, pursuant to RCW 49.52.070;
- 22           C. Attorneys' fees and costs pursuant to RCW 49.46.090 and RCW 49.48.030;
- 23           D. Prejudgment interest; and
- 24           E. Such other and further relief as the Court deems just and proper.  
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DATED this 27<sup>th</sup> day of September, 2012.

SCHROETER, GOLDMARK & BENDER



Adam J. Berger, WSBA #20714  
Martin S. Garfinkel, WSBA# 20787

LAW OFFICE OF GEOFFREY D. SWINDLER



Geoffrey D. Swindler, WSBA# 20176

*Attorneys for Plaintiffs*