

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

DAVID E. CAMPEAS and GARY SUSKIN,

Plaintiffs,

-against-

MY JOB MATCHER, INC., PAUL SLOYAN,
ARRAN STEWART, and MARK GUEST,

Defendants.

Case No.:

State File No.: SOM-L-001299-24

**DEFENDANT ARRAN STEWART'S
NOTICE OF REMOVAL**

Removed from:
Superior Court of New Jersey
Somerset County, Law Division

TO: Clerk of the U.S. District Court for the District of New Jersey

PLEASE TAKE NOTICE that, pursuant to 28 U.S.C. §§ 1332, 1441, and 1446, Defendant Arran Stewart ("Mr. Stewart"), by and through his undersigned attorneys of record, hereby removes to this Court the state action described herein. The other Defendants consent to Mr. Stewart's removal of the state action. Pursuant to § 1446(d), copies of this Notice of Removal shall be served on Plaintiffs' counsel at the addresses listed on Plaintiffs' state court complaint (the "Complaint") and filed with the clerk of the Superior Court of New Jersey, Somerset County, Law Division. The specific grounds for removal are detailed below.

INTRODUCTION

1. According to an Affidavit of Service annexed hereto as Exhibit 1, Plaintiffs David E. Campeas ("Campeas") and Gary Suskin ("Suskin") (collectively, "Plaintiffs") purportedly served Mr. Stewart a Summons and Complaint on October 24, 2024. Defendants Paul Sloyan and Mark Guest have not been served as of the date of this Notice of Removal, but consent to the removal on behalf of themselves and Defendant My Job Matcher, Inc. ("MJM" or "Job.com"). (See generally Declarations of Paul Sloyan and Mark Guest.) Plaintiffs also filed an Affidavit of Service, annexed hereto as Exhibit 2, alleging that Defendant My Job Matcher, Inc. ("MJM" or

“Job.com”) was served on October 15, 2024. Mr. Stewart and MJM expressly reserve the right to dispute whether service of process was properly effectuated; Mr. Stewart does not waive this right by filing this Notice of Removal.

2. The state action that is the subject of this removal was filed in the Superior Court of New Jersey, Somerset County, Law Division (the “State Action”). A copy of the Summons and Complaint is attached hereto as Exhibit 3. The State Action concerns alleged unpaid wages, bonuses, and expenses stemming from employment agreements entered into by Plaintiffs and MJM, and alleged breach of contract. (Ex. 3 at ¶¶ 9 – 22).

3. Plaintiffs claim Defendants owe them \$95,000 and \$70,000, respectively, for alleged unpaid wages and bonuses; \$19,910 and \$67,719, respectively, for alleged unpaid expenses; and \$80,685 pursuant to the alleged terms of a loan agreement between Plaintiffs and MJM. (*Id.* at ¶¶ 13, 17, 19, 22).

4. Defendants reserve all of their rights, including but not limited to their right to raise defenses and objections as to service of process and personal jurisdiction and the right to move to dismiss; this Notice of Removal shall not be construed as a waiver of these rights. Mr. Stewart further reserves the right to amend or supplement this Notice of Removal.

BASIS FOR REMOVAL

I. Removal is Proper Because This Court Has Original Jurisdiction

5. Pursuant to 28 U.S.C. § 1332(a)(2), this Court has original subject matter jurisdiction over this dispute because: (1) complete diversity exists between the parties; and (2) the amount in controversy exceeds \$75,000, exclusive of interest and costs.

a. Diversity of Citizenship

6. The requirement of complete diversity of citizenship, which exists if no plaintiff in an action is a citizen of the same state as any defendant, is satisfied here. A corporation is considered a citizen of the state of its incorporation and the state in which it maintains its principal place of business. 28 U.S.C. § 1332(c)(1). An individual is considered a citizen of the state in which he is domiciled – *i.e.*, “his true, fixed and permanent home and place of habitation.” *Freidrich v. Davis*, 767 F.3d 374, 377 (3rd Cir. 2014).

7. Campeas is a New Jersey citizen residing at 7 Ironwood Road, Skillman, New Jersey 08558. (Ex. 3 at ¶ 1).

8. Suskin is a New Jersey citizen residing at 15 Braidburn Way, Convent Station, New Jersey 07961. (Ex. 3 at ¶ 2).

9. Defendant Paul Sloyan resides in Monaco (Sloyan Decl. at ¶ 3).

10. Mr. Stewart resides in Austin, Texas and is a citizen of the United Kingdom. (Stewart Decl. at ¶ 3).

11. Defendant Mark Guest also resides in Austin, Texas and is a citizen of the United Kingdom. (Guest Decl. at ¶ 3).

12. MJM is a citizen of Delaware and Texas. It is incorporated under the laws of Delaware and maintains its principal place of business in Austin, Texas. (Stewart Decl. at ¶ 5).

13. Because Plaintiffs are citizens of New Jersey and no Defendant is a citizen of New Jersey, complete diversity exists under § 1332(a)(2).

b. Amount in Controversy

14. The amount in controversy in this action exceeds \$75,000. To determine the amount in controversy, a court looks to the face of the initial pleading. 28 U.S.C § 1446(c)(2).

15. Plaintiffs' Complaint alleges money damages of approximately \$333,254. (Ex. 3 at ¶¶ 13, 17, 19, 22).

II. Defendants Have Satisfied the Procedural Requirements for Removal

16. Defendants' Notice of Removal satisfies the federal and local procedural requirements for removing a civil action from state to federal court.

17. Plaintiffs allege that they served the Summons and Complaint on Mr. Stewart or about October 24, 2024. This Notice of Removal is therefore timely filed pursuant to 28 U.S.C. §1446(b)(1), which provides that such notice must be filed within 30 days after Defendants' receipt of the complaint.

18. Further, this Court is the proper court to which to remove this action, as it is "the district court of the United States for the district and division embracing the place where such action is pending." 28 U.S.C. §1446(a).

19. No previous application has been made for the removal requested herein.

20. As previously stated, copies of this Notice of Removal are being filed with the Superior Court of New Jersey, Somerset County, Law Division.

WHEREFORE, Defendant Arran Stewart, with the consent of the remaining Defendants Paul Sloyan, Mark Guest, and My Job Matcher, Inc., respectfully gives notice that, pursuant to 28 U.S.C. §§ 1332, 1441, and 1446, the above-captioned action pending in the Superior Court of New Jersey, Somerset County, Law Division, file no. SOM-L-001299-24, is hereby removed to this Court.

Respectfully submitted,

Dated: November 25, 2024

LUCOSKY BROOKMAN LLP

/s/ Jean-Marc Zimmerman

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**ATTORNEYS FOR DEFENDANTS
MY JOB MATCHER, INC., PAUL
SLOYAN, ARRAN STEWART, AND
MARK GUEST**

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing was electronically filed using the Court's electronic filing system this 25th day of November, 2024, and served to all counsel of record via email and first-class mail at the following address(es):

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Dated: November 25, 2024

/s/ Jean-Marc Zimmerman
Jean-Marc Zimmerman