

RECEIVED

FILED

2002 JUN 15 PM 2:51
CLERK, U.S. DISTRICT COURT
DISTRICT OF OREGON
PORTLAND, OREGON
BY _____

2002 JUN 22 A 10:33
CLERK, U.S. DISTRICT COURT
DISTRICT OF OREGON
PORTLAND, OREGON
BY _____

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

**MARIO ARNULFO PEREZ-PEREZ,
RAFAEL ARTURO PEREZ-PEREZ,
NICOLAS GONZALEZ-CRUZ, RAFAEL
CHAVEZ-LARA, individually and on
behalf of all those similarly situated;**

Plaintiffs,

vs.

**PROGRESSIVE FORESTRY SERVICES,
INC., NORTH AMERICAN LABOR
MANAGEMENT INC., ROBERT WADE
ZAHARIE, BRUCE CAMPBELL, and
EFRAIN VALADEZ;**

Defendants.

Civil No. 98-1474-KI

NOTICE OF PENDENCY OF CLASS
ACTION

**TO: ALL PERSONS RECRUITED IN MEXICO BY DEFENDANTS TO WORK FOR
PROGRESSIVE FORESTRY SERVICES IN ITS 1996-1997 REFORESTATION
SEASON WHO EITHER PAID OR PROMISED TO PAY A RECRUITMENT FEE AND
WERE TRANSPORTED BY DEFENDANTS OR THEIR AGENTS TO THE U.S.:**

1. YOU ARE HEREBY NOTIFIED that Mario Arnulfo Perez-Perez, Rafael Arturo Perez-Perez, Nicolas Gonzalez-Cruz, and Rafael Chavez-Lara ("Plaintiffs") have filed a lawsuit in this Court. The Court has determined that the plaintiffs can prosecute this lawsuit as a class action under Federal Rule of Civil Procedure 23(b)(3) on behalf of themselves and all other

1 persons similarly situated. The Court has also ordered that this notice be sent to all class
2 members to notify them that this action is pending and to advise them of their rights.

3 2. The defendants are Progressive Forestry Services, Inc., North American Labor
4 Management, Inc., Robert Wade Zaharie, Bruce Campbell, and Efrain Valadez.

5 3. Plaintiffs allege in their complaint that the defendants have violated various federal
6 and state laws by charging workers recruitment fees, visa fees, and the cost of transportation
7 from Mexico to the United States, by not paying the full amount of wages required for the work,
8 and by committing certain other violations in the course of hiring workers. Plaintiffs seek to
9 recover damages on behalf of themselves and on behalf of others similarly situated for those
10 violations of law. Defendants deny each of the claims against them, and to date the Court has
11 made no ruling that any of these claims are valid or invalid. By sending you this notice the
12 Court does not express any opinion about the merits of the claims or defenses of the parties.
13 This notice is sent to you only to advise you that this action is pending and that you have certain
14 rights with respect to it.

15 4. Exhibit A contains 380 names of those persons whom defendants have identified as
16 falling within the class definition, although the class may include additional persons. If your
17 name appears on the attached or, if you were recruited from Mexico to perform reforestation
18 work for Progressive Forestry Services between the fall of 1996 and the summer of 1997, and
19 either you paid or promised to pay a recruitment fee and were transported by defendants or their
20 agents to the U.S., you will be considered a member of the class unless you ask to be excluded.
21 Instructions for being excluded are in ¶ 5, below. If you do not ask to be excluded from the
22 class, you will receive the benefits of a favorable decision and you will be bound by an adverse
23 decision. This means that if you do not request exclusion and the plaintiffs win, you will share
24 in any benefit conferred by the judgment, and if the plaintiffs lose, you will receive no benefit
25 from the lawsuit and you will not be permitted to litigate any of the claims asserted on behalf of
26 the class in this lawsuit. If the plaintiffs lose, you will not have to pay for the litigation expenses

1 of the defendants. To be included as a member of the class you need not do anything in response
2 to this notice (although you should inform the attorneys representing the class as to your current
3 address, as noted in paragraph 7, below).

4 5. If you are excluded from this class you will not share in the benefits of the judgment if
5 it is favorable to the plaintiffs, and you will not be bound by the judgment if it is adverse to the
6 plaintiffs. If you wish to be excluded from the class, you must request exclusion in writing to:
7 Judge Garr M. King, United States Courthouse, 1000 SW Third Avenue, Portland, OR 97204.
8 Your request to be excluded must be postmarked by 7th day of March 2002, and should include
9 the name and number of this case, your name, address and telephone number, and the places and
10 dates of your work for the defendants. If you do not request exclusion in a timely manner in
11 writing, you will automatically be included in the class represented by the plaintiffs.

12 6. You also have the right to hire your own lawyer and remain as a member of the class.
13 That lawyer must appear in this case promptly.

14 7. The lawyers representing the class of plaintiff workers are:

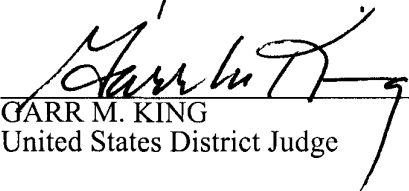
15 Nargess Shadbeh	OREGON LAW CENTER, INC.
16 D. Michael Dale	813 SW Alder Street, #500
Art Schmidt	Portland, OR 97205

17 Any questions you may have about this notice or this lawsuit should be directed to these lawyers
18 and not to the Court. If you are outside the United States you may communicate with these
19 lawyers for the workers by phoning them collect at (503) 295-2760. But, if you are in the United
20 States please call plaintiffs' counsel by using 1-800-898-5594. Plaintiffs' counsel speak
21 Spanish. If your current address is different from the one on the envelope in which this notice
22 arrived, or if your address changes, please notify the above-named lawyers of your correct
23 address so that further communications during the course of this lawsuit will reach you
24 promptly.

25 8. The papers filed in this lawsuit may be inspected in the office of the Clerk of this
26

1 Court, 1000 SW Third Avenue, Portland, Oregon, during regular office hours.

2 DATED this 22nd day of January, 2002.

3
4 
5 GARR M. KING
6 United States District Judge
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CLASS LIST

Exhibit A

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
1	Abdon		Tiscareno	Aranda			
2	Abel	Benjamin	Belmares				
3	Abel		Valle	Aranda			
4	Abel		Mora	Hernandez			
5	Abelardo		Zuniga	Morales			
6	Adan		Larraga	Cruz			
7	Adolfo		Zurita	Montero			
8	Aguilino		Lopez	Aburto			
9	Agustin		Hernandez	Alva			
10	Agustin		Bautista	Vasquez			
11	Alberto		Ibarra	Alvarado			
12	Alberto		Vasquez	Zavala			
13	Alberto		Flores	Gonzalez			
14	Alejandro		Isaias	Jasso			
15	Alejandro		Parra	Salazar			
16	Alfonso		Santillan	Ibarra			
17	Alfonso		Flores	Garcia			
18	Alfonso		Gonzalez	Pavon			
19	Alfredo	DeJesus	Estrada	Alba			
20	Alfredo		Armengol	Altamirano			
21	Alvaro		Esqueda	Gonzalez			
22	Alvaro		Clemente	DeJesus			
23	Amado		Ramires	Castillo			
24	Amparo	Alberto	Duarte	Ruiz			
25	Anacleto		Flores	Pavon			
26	Anastacio		Pavon	Gonzalez			
27	Andres		Lopez	Lagunes			
28	Andres		Espinoza	Arriaga			
29	Andres		Lopez	Loera			
30	Andres		Ambriz	Ruiz			
31	Andres		Guevara	Macias			
32	Angel		Rios	Franco			
33	Angel		Pena	Romero			
34	Angel	Alberto	Armengol	Altamirano			
35	Angel		Zanotelli	Martinez			
36	Antonio	Vidal	Cortez	DeLaCruz			
37	Antonio		Aguilera	Martinez			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
38	Antonio		Sanchez	Melendez			
39	Antonio		Reyna	Flores			
40	Antonio		Rosales	Rios			
41	Antonio		Franyutti	Pavon			
42	Antonio		Mendez	Andrade			
43	Apolinar		Hernandez	Gonzalez			
44	Apolinar	Ricardo	Ruiz	Moya			
45	Armando		Romero	Mata			
46	Armando		Mota	Gomez			
47	Armando		Vasquez	Juarez			
48	Armando		Cano	Garcia			
49	Armando		Parra	Mendoza			
50	Armando		Olmos	Reyes			
51	Arnulfo		Gallegos	Preciado			
52	Arturo		Torres	Mendez			
53	Arturo		Vallejos	Valdivia			
54	Arturo		Ramirez	Venegas			
55	Arturo	Orlando	Ruiz	Bautista			
56	Asuncion		Ramirez	Martinez			
57	Baldomero		Mendez	Banda			
58	Bartolo		Ramos	Lucero			
59	Benito		Aquino	Ruiz			
60	Benito		Ruiz	Ambriz			
61	Benito		Velasco	Landeros			
62	Bernabe		Tobar	B.			
63	Bernardo		Blanco	Perez			
64	Bernardo		Hernandez	Galindo			
65	Bernardo		Sanchez	Hernandez			
66	Blandino		Madrid				
67	Blas		Rodriguez	Bautista			
68	Bonifacio		Ruiz	Olivera			
69	Candido		Bustos	Vasquez			
70	Carlos		Marin	Ordaz			
71	Carlos		Perez	Perez			
72	Carlos		Lopez	Fernandez			
73	Carlos		Tenechipe	Canceco			
74	Carlos	Mario	Landero	Contreras			
75	Carlos		Velasquez	Cruz			
76	Carmelo		Canuto	Flores			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
77	Casimiro		Aguilar	Magallanes			
78	Castulo	Jacob	Cruz	Martinez			
79	Cayetano		Tovar	Zuniga			
80	Celestino		Manuel	Antonio			
81	Celio		Ricardez	Torres			
82	Cesar	Antonio	Rios				
83	Cesar		Dominguez	Parra			
84	Cesar	Enrique	Gomez	Paredes			
85	Cesar		Martinez	Gomez			
86	Christino		Pavon	Ballona			
87	Cirano		Aparicio	Mendoza			
88	Conrado		Munoz	Moreno			
89	Conrado		Cano	Vazquez			
90	Cruz		Garcia	Espinoza			
91	Dagoberto		Moya	Acosta			
92	Daniel		Antillon	Gonzalez			
93	Daniel		Lara	Gomez			
94	Daniel		Hutrer	Rodriguez			
95	Dario		Murieta	Baltazar			
96	David		Salazar	Casaos			
97	David		Toledo	Antonio			
98	David		Mendez	Tadeo			
99	Donato		Reyes	Ornelas			
100	Edgar		Mora	Hernandez			
101	Eduardo	Israel	Puga	Cuellar			
102	Eduardo		Melendez	Murillo			
103	Eduardo		Rodriguez	Cortez			
104	Eduardo		Aburto	Gonzalez			
105	Elias		Lara	Gomez			
106	Elias		Esparza	Velasco			
107	Elias		Vasquez	Vasquez			
108	Elias	Lee	Gonzalez				
109	Eliseo		Ruiz	Corona			
110	Emilio	Hugolino	Cortes	Hernandez			
111	Emilio		Hernandez	Maruri			
112	Enemias		Castillo				
113	Enemorio		Garcia	Espinoza			
114	Enrique		Hernandez	Medina			
115	Epifanio	Antonio	Gonzalez				

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
116	Ernesto		Hernandez	Martinez			
117	Ernesto		Ramos	Guzman			
118	Esequiel		Santiago	Martinez			
119	Evelio		Mendoza	Hernandez			
120	Faustino		Mora	Hernandez			
121	Faustino		Martinez	Martinez			
122	Fausto		Hernandez	Reyes			
123	Felipe		Coreno	Mendoza			
124	Felipe		Gonzalez	Olea			
125	Felipe	Abel	Martinez	Cuellar			
126	Felipe		Hernandez	Rodriguez			
127	Felipe		Gonzalez	Lopez			
128	Felipe	de Jesus	Us	Ciau			
129	Fernando		Ruiz	Hernandez			
130	Fernando		Sorcia	Pavon			
131	Fernando		Sanchez	Hernandez			
132	Florentino		Rios	Altamirano			
133	Florentino		Sanchez	Mendoza			
134	Fortino		Murrieta	Martinez			
135	Francisco		Salazar	Ramirez			
136	Francisco	Javier	Velasco	Esparza			
137	Francisco		Contreras	Hermerejildo			
138	Francisco		Cruz	Alvarado			
139	Francisco	Javier	Casatillejos	Cartas			
140	Francisco		Eulogio	Ramirez			
141	Francisco		Parra	Gonzalez			
142	Francisco	Javier	Verduzco	Ramirez			
143	Francisco	Jaime	Romero	Trujio			
144	Froilan		Ruiz	Ambriz			
145	Fulgencio		Leyva	Lopez			
146	Gabriel		Tovar	Espinoza			
147	Gabriel		Ornelas	Garcia			
148	Genaro		Pulido	Pavon			
149	Genaro		Cuellar	Gonzalez			
150	Gerardo		Macias	Esparza			
151	Gilberto		Acero	Ornelas			
152	Gorgonio		Ruiz	Duarte			
153	Gregorio		Ronquillo	Camacho			
154	Gumercingdo		Zanotelli	Martinez			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
155	Gustavo		Canceco	Crespo			
156	Gustavo	Antonio	Olmos	Fernandez			
157	Hector		Toledo	Toledo			
158	Hector		Toral	Rasgado			
159	Hector		Servin	Zurita			
160	Heracleo		Zuniga	Leyva			
161	Heriberto		Toledo	Cruz			
162	Hermenegildo		Velasquez	Reyes			
163	Honorio		Vasquez	Gonzalez			
164	Honorio		Lagunes	Rojas			
165	Humberto		Marin	Ramos			
166	Humberto		Martinez	Cuellar			
167	Humberto		Sanchez	Sanchez			
168	Ignacio		Diaz	Cabrera			
169	Ignacio		Acero	Ornelas			
170	Ignacio		Ortiz	Torres			
171	Ignacio		Sanchez	Vasquez			
172	Ignacio		Montano	Espino			
173	Isaac		Santiago	Martinez			
174	Isabel		Rojas	Diaz			
175	Isai		Guadarrama	Chontel			
176	Isidro		Anselmo	Flores			
177	Isidro		Utrera	Perez			
178	Israel		Juarez	Orozco			
179	J.	Guadalupe	Macías	Díaz			
180	J.	Guadalupe	Melendez	Esparza			
181	J.	Jesus	Carrillo	DeLuna			
182	J.	Felix	Esparza	C.			
183	J.	Jesus	Magallanes	Delgado			
184	J.	Alfredo	Pedroza	Torres			
185	J.	Venito	Vargas	Mendez			
186	J.	Adalberto	Alvarez	Estrada			
187	J. Apolinar		Ibarra	Acosta			
188	Jacinto		Perez	Pavon			
189	Jacob		Gomez	Dominguez			
190	Jacques		Pereira	de Mello			
191	Jaime		Ronquillo	Juarez			
192	Javier		Valdez	Fuentes			
193	Javier		Cruz	Cruz			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
194	Javier		Espinoza	Oropeza			
195	Javier		Cid	Luna			
196	Javier		Reyna	Flores			
197	Jerson		Cartas	Azcona			
198	Jesus		de Loera	Lopez			
199	Jesus		Diaz	Contreras			
200	Jesus		Valdivia	Flores			
201	Jesus		Rodriguez	Vera			
202	JH	Alberto	Barrios	Vela			
203	Jorge		Tenorio	Hernandez			
204	Jorge	Luis	Aguilar	Gonzalez			
205	Jorge	Alberto	Aguilar	Rivera			
206	Jorge	Luis	Reyes	Perez			
207	Jorge	Carlos	Garcia	Castro			
208	Jose	Guadalupe	Ruiz	Duarte			
209	Jose	H.	Morales	Amaya			
210	Jose	Armando	Ayala	Montalvo			
211	Jose	Alfredo	Ruiz	Ambriz			
212	Jose	Angel	Mauricio	Serafin			
213	Jose	Delores	Gonzalez	Ramirez			
214	Jose		Trejo	Davila			
215	Jose		de Loera	de Lara			
216	Jose	Alfredo	Lopez	Martinez			
217	Jose		Pavon	Rosales			
218	Jose	Luis	Medina	Salud			
219	Jose	Manuel	Gutierrez	Pedroza			
220	Jose	Reyes	Robles	Medina			
221	Jose		Herrera	Estrada			
222	Jose	Manuel	Hernandez	Espinosa			
223	Jose		Calderon	Torres			
224	Jose	Luis	Alfonsin	Lara			
225	Jose	Felipe	Cervantes	Garcia			
226	Jose	Gabino	Virao	Pavon			
227	Jose	Manuel	Olivos	Del Rio			
228	Jose		Martinez	Gonzalez			
229	Jose		Contreras	Aburto			
230	Jose	Manuel	Ramos	Martinez			
231	Jose	Maria	Salazar	Sanchez			
232	Jose	Luis	Perdamo	Mata			

CLASS LIST

Find your name by looking alphabetically by your first name.
If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
233	Jose	Luis	Vasquez	Ramirez			
234	Jose	Luis	Sanchez	Pichardo			
235	Jose		Cordel	Pizarro			
236	Jose Luis		Urzua	Martinez			
237	Josue		Rios	Gomez			
238	Juan		Gomez	Lara			
239	Juan		Duron	I lamas			
240	Juan	Manuel	Ortiz	de Lira			
241	Juan		Olayo	Esparza			
242	Juan		Luna	C.			
243	Juan		Tiscareno	Ruelas			
244	Juan		Magallenes	Melendez			
245	Juan		Gallardo	Hernandez			
246	Juan		Mendoza	Espinoza			
247	Juan	Salomon	Astello	Castillo			
248	Juan		Gomez	Munoz			
249	Juan	Luciano	Chavez	Saavedra			
250	Juan		Mendoza	Rodriguez			
251	Julian		Alvarez	Carillo			
252	Julio		Gonzalez	Castillo			
253	Justino		Rodriguez	Gallardo			
254	Kico		Casanova	Esteban			
255	Leopoldo		Esparza	Nunes			
256	Lerin		Cabrera	Petro			
257	Lorenzo		Cruz	Juarez			
258	Lorenzo		Guevara	Olan			
259	Lucas		Lopez	Luna			
260	Luis		Martinez	Rodriguez			
261	Luis	Humberto	Castro	Bueno			
262	Luis		Soto	Martinez			
263	Luis		Castro	Flores			
264	Luis	Enrique	Gonzalez	Lara			
265	Luis		Ramos	Santos			
266	Magdaleno		Perez	Duran			
267	Manuel	de Jesus	Escalera	Diaz			
268	Manuel	Jacome	Estrada	Alba			
269	Manuel		Ronquillo	Camacho			
270	Marcelino		Zuniga				
271	Marcelino		Hipolito	Guzman			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
272	Marcelo		Ruiz	Hernandez			
273	Marco	Antonio	Valdivia	Flores			
274	Marcos	Alfonso	Benevides	Morales			
275	Margarito		Beltran	Canuto			
276	Margarito		Beltran	Samano			
277	Mario	Antonio	Mora	Ramos			
278	Martin		Luevano	deLara			
279	Martin		Cruz	Hernandez			
280	Martin		Gonzalez	Pavon			
281	Mateo		Hernandez	Hernandez			
282	Matias		Astello	Castillo			
283	Matias		Roa	Mendez			
284	Maurilio		Perez	Pineda			
285	Mauro		Luis	Cruz			
286	Miguel	Angel	Garcia	Castro			
287	Miguel		Hernandez	Gonzalez			
288	Miguel	Angel	Rodriguez	Rojas			
289	Moises		Andrade	Sustayta			
290	Moises		Hernandez	Reyes			
291	Nestor		Pena	Santos			
292	Nibardo		Castillo	Martinez			
293	Nieves		Mendoza	Carla			
294	Nieves		Gomez	Espinoza			
295	Noe		Ruiz	Hernandez			
296	Noel		Aquino				
297	Pablo	Encarnacion	Pimentel				
298	Pedro		Fernandez	Valdez			
299	Pedro		Pacheco	Bautista			
300	Pedro		Gonzalez	Ramirez			
301	Pedro		Lopez	Esparza			
302	Pedro		deLara	Avila			
303	Pedro		Garcia	Serna			
304	Pedro		Cervantes	Acosta			
305	Pedro		Guadarama	Rojas			
306	Pedro		Lino	Ramos			
307	Prudencio		Cervantes	Sorcía			
308	Rafael		Lopez	Velasco			
309	Rafael		Herrera	Estrada			
310	Rafael		Gonzalez	Cruz			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

	1st Name	Middle	1st Last	2nd Last			
311	Rafael		Garcia	Reyes			
312	Ramiro		Sanabria	Larios			
313	Ramiro		Lopez	Contreras			
314	Raul		Tovar	Espinoza			
315	Raul		Lopez	Contreras			
316	Raul		Perez	Carrasco			
317	Raul		Torres	Arreola			
318	Regino		Silva	Guevara			
319	Remigio		Lara	Colorado			
320	Reynaldo		Ramirez	Aguilar			
321	Ricardo		Ruiz	Ruiz			
322	Ricardo	Y.	Guerrero	Fernandez			
323	Roberto		Acosta	Hernandez			
324	Rodolfo		Pacheco	Carrasco			
325	Rodolfo		Jacobo	Balandran			
326	Rodolfo		Salazar	Hernandez			
327	Rodolfo		Hernandez	Martinez			
328	Rodolfo		Canceco	Garcia			
329	Rodolfo		Ricardez	Torres			
330	Rojelio		Cervantes	Herrera			
331	Roman		Lopez	Rodriguez			
332	Romuldo		Gonzalez	Sanchez			
333	Rosalio		Ibarra	Alvarado			
334	Salvador		Garcia	A.			
335	Segundo		Aguilar	Garfia			
336	Sergio		Ortiz	Torres			
337	Sergio		Lopez	Romo			
338	Sergio	Antonio	Zuniga	Leyva			
339	Sergio		Leyva	Zuniga			
340	Sergio		Barrados	Sanchez			
341	Sergio	Antonio	Mendoza	Pena			
342	Sergio		Hutrera	Martinez			
343	Silvino	Macedonio	Lazaro	Ramirez			
344	Simon		Vasquez	Gonzalez			
345	Teodoro		Calles	Velasquez			
346	Teodulo		Canuto	Flores			
347	Teofilo		Duarte	Ruiz			
348	Tereso		Ledezma	Cruz			
349	Tomas		Vasquez	Millan			

CLASS LIST

Find your name by looking alphabetically by your first name.

If your name is not on the list, contact plaintiffs' counsel.

[illegible]