

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

| | | |
|---|---|---------------------|
| RACHEL BLAND, on behalf of herself | : | CIVIL ACTION |
| and similarly situated employees, | : | |
| <i>Plaintiff</i> | : | NO. 16-4773 |
| | : | |
| v. | : | |
| | : | |
| HARVEST CHADDS FORD, LLC | : | |
| <i>Defendant</i> | : | |

ORDER

AND NOW, this 9th day of November 2016, upon consideration of Plaintiffs’ “Motion for Conditional Certification” (“Motion”) and accompanying brief, [ECF 13], a n d Defendant’s response thereto, in which Defendant advises that it does not oppose the motion, [ECF 15], it is hereby **ORDERED** that the Motion is **GRANTED** as follows:

1. This action is conditionally certified, pursuant to Section 16(b) of the Fair Labor Standards Act, 29 U.S.C. § 216(b), on behalf of the following collective: All individuals who, during any time within the past three years, have been employed as servers at the Harvest Seasonal Grill & Wine Bar in Glen Mills, Pennsylvania.¹

2. Within five (5) business days of the entry of this Order, the parties shall jointly submit to the Court proposed language for a notification form to be approved by the Court informing potential plaintiffs of their right to join this action as party plaintiffs. In drafting the proposed notification language, the parties should “be scrupulous to respect judicial neutrality” and “take care to avoid even the appearance of judicial endorsement of the merits of the action.” *Hoffman-LaRoche Inc. v. Sperling*, 493 U.S. 165, 174 (1989); and

¹ The Court recognizes that an earlier limitations period may apply to the claims of Plaintiffs Rachel Bland, Jillian Hash, Timothy Husted, Joseph Shortell, and Marissa Lavinsky.

3. Within ten (10) business days after the entry of this Order, Defendant will produce to Plaintiffs' counsel an Excel spreadsheet listing the name, last known address, and last known phone number of every individual falling within the collective, as defined in paragraph 1 above.

BY THE COURT:

/s/ Nitza I. Quiñones Alejandro

NITZA I. QUIÑONES ALEJANDRO

Judge, United States District Court