

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT

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No. 16-11342  
Non-Argument Calendar

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D.C. Docket No. 0:15-cv-60032-WPD

KENNETH KLEIN,

Plaintiff - Appellant,

versus

FLORANADA WAREHOUSE AND STORAGE, INC.,  
a Florida profit corporation,

Defendant - Appellee.

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Appeal from the United States District Court  
for the Southern District of Florida

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(January 26, 2017)

Before TJOFLAT, WILSON, and WILLIAM PRYOR, Circuit Judges.

PER CURIAM:

Kenneth Klein is a former employee of Floranada Warehouse and Storage (Floranada). He brought suit against Floranada seeking damages for alleged

violations of the Fair Labor Standards Act. Klein alleged that Floranada failed to pay him overtime pay at time-and-a-half for hours he worked in excess of forty (40) hours per week, as required by 29 U.S.C. § 207(a)(1). A jury decided in favor of Floranada, finding that Klein was properly paid and was not due any overtime compensation (beyond the commissions or non-discretionary bonus payments for which Klein was partially granted summary judgment). On appeal, Klein challenges the district court's denial of his motion for a directed verdict and his motion for judgment notwithstanding the verdict.

We have reviewed and considered the briefs and the record, and we have drawn all reasonable inferences in favor of Floranada, the nonmoving party. *See Cleveland v. Home Shopping Network, Inc.*, 369 F.3d 1189, 1192-93 (11th Cir. 2004). There was more than sufficient evidence to support the jury's verdict. In reaching that conclusion, we find no merit to Klein's argument that his pay structure emanated from a vain attempt to establish a *Belo* agreement.<sup>1</sup> Therefore, we conclude that the motions for directed verdict and motion for judgment notwithstanding the jury's verdict were properly denied. The decisions of the district court are

**AFFIRMED.**

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<sup>1</sup>*Walling v. A.H. Belo Corp.*, 316 U.S. 624, 62 S. Ct. 1223 (1942).