

**NOT FOR PUBLICATION**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

**FILED**

JUL 21 2016

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

PETER DEACON, individually and on  
behalf of all others similarly situated,

Plaintiff-Appellant,

v.

PANDORA MEDIA, INC., a Delaware  
corporation,

Defendant-Appellee.

No. 12-17734

D.C. No. 4:11-cv-04674-SBA

ORDER\*

Appeal from the United States District Court  
for the Northern District of California  
Saundra B. Armstrong, District Judge, Presiding

Argued and Submitted February 11, 2015  
San Francisco, California

Before: SCHROEDER, and SILVERMAN, Circuit Judges, and HUCK,\*\* District  
Judge.

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\* This disposition is not appropriate for publication and is not precedent  
except as provided by Ninth Circuit Rule 36-3.

\*\* The Honorable Paul C. Huck, United States District Judge for the U.S.  
District Court for Southern Florida, sitting by designation.

On February 24, 2015, we certified a question to the Michigan Supreme Court, which it modified and answered on July 6, 2016.

In view of the Court's answer, which dispositively resolves this case, the judgment of the district court is AFFIRMED.