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4 IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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6 CLAUDE BRYANT, et al.,

No. C 08-01190 SI

7 Plaintiffs,

**ORDER RE: PLAINTIFFS' DISCOVERY  
REQUEST**

8 v.

9 SERVICE CORPORATION  
INTERNATIONAL, et al.,

**(Docket No. 285)**

10 Defendants.  
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12 Plaintiffs seek a discovery order directing SCI to produce documents and information pertaining  
13 to "lump sum" payments (including flat rate, piece rate, and "special pay task" payments) which  
14 plaintiffs contend SCI hourly employees received for certain types of work in lieu of hourly wages.  
15 Plaintiffs seek documents reflecting the identities of all employees who received these payments, the  
16 identities of all employees who recorded time in connection with these payments, and the manner in  
17 which they recorded such time. Plaintiffs assert that this evidence is relevant to defining the scope of  
18 the class with respect to their claim that SCI failed to compensate employees for all hours worked.

19 SCI responds that plaintiffs have received detailed payroll information for all named plaintiffs  
20 in response to Document Request No. 42, and that this information is sufficiently representative for  
21 certification purposes. The Court agrees. Plaintiffs have raised a serious question with respect to the  
22 compensability of on-call time. For certification purposes, however, the Court does not believe that  
23 plaintiffs require payroll information for all SCI employees throughout the nation. Plaintiffs' discovery  
24 motion is therefore DENIED.

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26 **IT IS SO ORDERED.**

27 Dated: June 2, 2010



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SUSAN ILLSTON  
United States District Judge