

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JOSEPH J. MORRIS, on behalf of  
himself and all others similarly  
situated,

Plaintiffs,

vs.

R.A. POPP ENTERPRISES, INC.,  
d/b/a WHEATFIELDS EATERY AND  
BAKERY, RONALD POPP, RUTH  
ANN POPP, KAREN POPP, and  
ANDREW POPP,

Defendants.

8:11-CV-263

MEMORANDUM AND ORDER

Before the Court are the Findings and Recommendation of United States Magistrate Judge Thomas D. Thalken (filing [27](#)). No objection has been filed to the Findings and Recommendation. Pursuant to [NECivR 72.2](#) and [28 U.S.C. § 636\(b\)\(1\)\(C\)](#), the Court has conducted a de novo review of the record and adopts the Findings and Recommendation in their entirety.

THEREFORE, IT IS HEREBY ORDERED:

1. Plaintiff's motion to certify the class (filing [22](#)) is granted.
2. The Magistrate Judge's Findings and Recommendation (filing [27](#)) are adopted in their entirety.

Dated this 16th day of February, 2012.

BY THE COURT:

*s/ John M. Gerrard*

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John M. Gerrard  
United States District Judge