

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

SUSAN POWERS,

Plaintiff,

v.

1:22-CV-0502
(ML)

MAMA’S BOY BURGERS, LLC, and
MICHAEL KOEGEL,

Defendants.

APPEARANCES:

OF COUNSEL:

ISAACS BERNSTEIN, P.C.
Co-Counsel for Plaintiff
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Yardley, Pennsylvania 19067

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Counsel for Defendants
20 Corporate Woods Boulevard
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SCOTT P. QUESNEL, ESQ.

MIROSLAV LOVRIC, United States Magistrate Judge

DECISION and ORDER

Upon consideration of the proposed Settlement Agreement (Dkt. No. 28, Attach. 1) settling the Fair Labor Standards Act, New York Labor Law, and retaliation claims in this case on behalf of Plaintiff Susan Powers, as well as Plaintiff’s attorneys’ billing records (Dkt. No. 28, Attach. 2), and Plaintiffs’ attorneys’ receipts for expenses incurred (Dkt. No. 28, Attach. 3), it is hereby


ORDERED that Plaintiff's Letter Motion (Dkt. No. 28) for approval of the settlement is **GRANTED**, and the parties' settlement is approved as a fair and reasonable resolution of a bona fide dispute regarding Plaintiff's claims for unpaid tips, failure to provide pay notices, and retaliation claims; and it is further

ORDERED this matter may be reopened if the settlement payment is not made within fourteen days from satisfaction of the last to occur of the following (1) the Court's issuance of an order approving the proposed Settlement Agreement, and (2) Plaintiff's delivery of executed and properly completed IRS forms W-4 and W-9; and it is further

ORDERED that the parties are directed to file a Stipulation of Discontinuance under Federal Rule of Civil Procedure 41(a)(1)(A)(ii), signed by all parties by December 20, 2022.

IT IS SO ORDERED.

Date: December 6, 2022
Binghamton, New York


Miroslav Lovric
U.S. Magistrate Judge