

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:08MD1932

IN RE FAMILY DOLLAR FLSA LITIGATION)
)
_____))
)
Concerning Samuel v. Family Dollar Stores)
Of Florida, Inc.)
)
Case No. 3:12CV1951)
)
Concerning LaPierre v. Family Dollar Stores)
Of Georgia, Inc.)
)
Case No. 3:14CV1954)
_____)

ORDER

These matters are before the Court upon oral argument held on April 15, 2015. For the reasons stated in open Court,

IT IS THEREFORE ORDERED that:

- 1) Plaintiff Shirley German’s Motion for Summary Judgment (Doc. No. 1141) and Motion for Summary Judgment by Default (Doc. No. 1201) are hereby DENIED;
- 2) Defendant’s Motion to Dismiss Named Plaintiff Shirley German (Doc. No. 1196) is hereby GRANTED and Plaintiff German is dismissed with prejudice;
- 3) Defendant’s Motion for Sanctions Related to Plaintiff Shirley German’s Motion for Summary Judgment by Default (Doc. No. 1213) is hereby GRANTED, and sanctions are awarded in the amount of \$11,000;
- 4) Plaintiffs’ Motion to Remand (Doc. No. 1211) is DENIED AS MOOT, and Plaintiffs’ Motion to Remand (Doc. No. 1206) is hereby DENIED;
- 5) Plaintiff Wendy LaPierre’s Motion for Voluntary Dismissal (Doc. No. 1216) is hereby GRANTED, provided that if she refiles this claim, it must be refiled in this Court; and
- 6) Plaintiffs’ Motion for Sanctions against John A. Ybarra (Doc. No. 1303) is hereby DENIED, and the court sua sponte orders that sanctions be imposed against Mr. Kleppin pursuant to Fed.R.Civ. P rule 11.

Signed: April 15, 2015

Graham C. Mullen
United States District Judge

