

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STEPHANIE JOSEPH and RYAN
RUTHERFORD, on behalf of themselves and
similarly situated employees,

Plaintiffs,

v.

QUALITY DINING, INC., and GRAYLING
CORPORATION,

Defendants.

CIVIL ACTION
NO. 16-1907

ORDER

AND NOW, this 21st day of March, 2017, upon consideration of Defendants' Motion to Dismiss (Doc. #9), and all supporting and opposing papers, after argument held, and for reasons more fully stated in the accompanying memorandum opinion, it is hereby **ORDERED** as follows:

1. Defendants' Motion to Dismiss is **GRANTED**.
2. If Plaintiffs wish to pursue their claims, they must do so in arbitration under the FAA, 9 U.S.C. §§ 3-4, as set forth in their arbitration agreements and incorporated rules; further, they must do so individually and are not entitled to proceed as a class or as representatives thereof.
3. The Clerk shall mark this case closed.
4. To the extent the sixteen opt-in plaintiffs have asserted any claims as putative class members, their claims are dismissed without prejudice.

BY THE COURT:

/s/ Jeffrey L. Schmehl
Jeffrey L. Schmehl, J.