

TUVQIPÄÜÖEVÖÖ

Kevin H. Sharp

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE

VONDA NOEL, On behalf of HERSELF )  
and All Others Similarly Situated, )

Plaintiff, )

v. )

METROPOLITAN GOVERNMENT OF )  
NASHVILLE AND DAVIDSON )  
COUNTY, TENNESSEE, )

Defendant. )

CLASS AND COLLECTIVE  
ACTION

CASE NO. 3:11-cv-519

JUDGE SHARP  
MAGISTRATE JUDGE KNOWLES

**MOTION FOR LEAVE TO FILE SUR-REPLY IN OPPOSITION TO  
DEFENDANT’S MOTION TO DECERTIFY COLLECTIVE ACTION**

In Defendant’s Reply to Plaintiff’s Response to Defendant’s Motion to Decertify the Collective Class (Doc. No. 160.), Defendant focuses, for the first time, on Defendant’s claim that it pays a “salary” to its correctional officers for all regularly scheduled work, rather than paying for the shifts actually worked.

To address this newly framed argument, Plaintiff respectfully requests leave to file the attached, two-page Sur-Reply.

Dated: March 6, 2013

Respectfully submitted,

/s/ David W. Garrison

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