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IN THE SUPREME COURT  
OF THE STATE OF WASHINGTON

CERTIFICATION FROM UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
IN

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MICHAEL BRADY,

Plaintiff/Appellant,

v.

AUTOZONE STORES, INC., and AUTOZONERS, LLC,

Defendants/Appellees.

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APPELLANT MICHAEL BRADY'S SECOND ADDITIONAL  
AUTHORITY

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In accordance with RAP 10.8, plaintiff-appellant Michael Brady submits *Hill v. Garda CL Northwest, Inc.*, 2017 WL 1133408, \_\_ Wn. App. \_\_, \_\_ P.3d \_\_, (Mar. 27, 2017), as additional authority on the following issues: (1) the legal test for an employer’s violation of WAC 296-126-092, *id.* at \*1, 12 (holding that employer was liable for “failing to provide meal breaks,” and “[i]t is not enough for employers to allow employees to take breaks”); and (2) the requirements for a valid meal break waiver, *id.* at \*9–11 (rejecting argument that because employees “understood that they would not receive meal breaks” that constituted a voluntary waiver under Department of Labor & Industries Administrative Policy ES.C.6).

RESPECTFULLY SUBMITTED this 5<sup>th</sup> day of April 2017.

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 5, 2017, I emailed a copy of  
Appellant Michael Brady's Second Additional Authority to:

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I hereby declare under the penalty of perjury of the laws of the State of Washington that the foregoing is true and correct.

DATED at Seattle, Washington on this 5<sup>th</sup> day of April 2017.

  
Janet Francisco