

No. 93564-5

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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RESPONDENT AUTOZONE STORES, INC.'S  
STATEMENT OF ADDITIONAL AUTHORITY

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In accordance with RAP 10.8, defendant-respondent AutoZone Stores, Inc. hereby submits *Hill v. Garda CL Northwest, Inc.*, No. 74617-1-I, \_ Wn. App. \_, \_ P.3d \_, Slip. Op. (Mar. 27, 2017), attached hereto, as additional authority on the following issues: (1) whether meal period requirements can be waived, *id.* at 20-21 (recognizing they can be waived); (2) whether implied waiver of meal periods is allowed, *id.* (recognizing implied waiver is allowed); (3) whether strict liability applies in meal period cases; *id.* (discussing waiver); and (4) whether meal period cases can be certified as class actions under a reasonable or meaningful opportunity standard. *Id.* at 3-4, 7-9 (upholding certification based on “state-wide policies,” “concessions by Garda’s corporate designee,” and consistent management testimony that employees had to be “alert at all times” and were prohibited from bringing personal cell phones or reading materials on the trucks).

RESPECTFULLY SUBMITTED this 30th day of March, 2017.

K&L GATES LLP

By 

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