

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION**

JACQUELINE L. CONNERS et al.
individually and on behalf of all others similarly situated

PLAINTIFFS

v.

CASE NO. 4:14CV000002 BSM

CATFISH PIES, INC., et al.

DEFENDANTS

ORDER

Plaintiffs' motion to reconsider the order granting defendants' motion to decertify [Doc. No. 184] is granted in part and denied in part. It is denied with respect to plaintiffs' request to create three sub-classes. It is, however, granted with respect to plaintiffs' request regarding the dismissal of the opt-in plaintiffs. Each opt-in plaintiff is therefore permitted to join the lawsuit, as a named plaintiff, against the respective restaurant where she was employed. *See* Fed. R. Civ. P. 20(a)(1) (allowing joinder of plaintiffs when they assert a right to relief with respect to or arising out of the same transaction, occurrence, or series of transactions or occurrences and any question of law or fact common to all plaintiffs will arise in the action); *Mosley v. Gen. Motors Corp.*, 497 F.2d 1330, 1333 (8th Cir. 1974) (allowing joinder of plaintiffs when each plaintiff alleged that he had been injured in different ways by the same general discriminatory policy used by the defendant).

Pursuant to the February 20, 2015, order granting defendants' motion to sever [Doc. No. 178], the clerk is directed to sever this case and to open two new cases and docket the lawsuits of (1) Whitney Koch and Maria Campanelli against Pizza Profits, Three Buddies, and Ben Biesenthal; and (2) Cecile Washburn against Show Me Pies, Three Buddies, and

Biesenthal. The clerk is further directed to assign the newly docketed lawsuits directly to United States District Judge Brian S. Miller. Plaintiffs have thirty days from the docketing of each lawsuit to amend their complaint consistent with this order.

IT IS SO ORDERED this 3rd day of April 2015.


UNITED STATES DISTRICT JUDGE