

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

DAVID VERDERAME,	:	
	:	
Plaintiff,	:	2:13-cv-02539-MSG
v.	:	
	:	
RADIOSHACK CORPORATION,	:	
	:	
Defendant.	:	

PLAINTIFF’S MOTION FOR PARTIAL SUMMARY JUDGMENT

Plaintiff David Verdame (“Plaintiff”) submits this partial summary judgment motion pursuant to the Court’s instruction that the parties file “appropriate motions and briefs addressing the following question: Does Radioshack’s use of the fluctuating workweek method [‘FWM’] of calculating overtime pay violate the Pennsylvania Minimum Wage Act [‘PMWA’]?” See Doc. 20. Based on the facts described in the accompanying Statement of Undisputed Facts and the legal arguments presented in the accompanying Memorandum of Law, Plaintiff requests that the Court sign and enter the accompanying Proposed Order: (i) holding that Defendant’s use of the FWM violates the PMWA and (ii) scheduling a conference to address, *inter alia*, class and damages discovery, class certification proceedings, and damages proceedings.

Date: October 24, 2013

Respectfully,

/s/ Peter Winebrake
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(Admitted *pro hac vice*)