

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ANTHONY COULTRIP, ROBERT CHENAULT,	:	
DAVID HADLEY, DANA HIGGS, and BENAIAS	:	<u>SUMMARY ORDER</u>
ALBARRAN, on behalf of themselves and others	:	
similarly situated,	:	06 Civ. 9952 (AKH)
	:	
	:	
Plaintiffs,	:	
-against-	:	
	:	
PFIZER, INC., et al.,	:	
	:	
	:	
Defendants.	:	
-----	x	
ALVIN K. HELLERSTEIN, U.S.D.J.:		

The parties appeared before me on July 30, 2008 for argument on Plaintiffs' Motion for Collective and Class Certification Pursuant to 29 U.S.C. § 216(b) and Fed. R. Civ. P. 23 and on Defendant's Motion to Strike Declarations Submitted in Support of Plaintiffs' Motion for Class Certification. I make the following rulings:

1. I grant plaintiffs' motion to certify a collective action pursuant to the Fair Labor Standards Act (FLSA), 29 U.S.C. § 216(b). The class is defined as:

All persons who are or were employed by defendant Pfizer, Inc. in the U.S. as a "Professional Healthcare Representative", a "Therapeutic Specialty Representative", an "Institutional Healthcare Representative", a "Specialty Healthcare Representative", a "Specialty Representative", and/or a "Sales Representative" (collectively referred to as "Pharmaceutical Reps") from October 19, 2003 to date;

2. I deny plaintiffs' motion to certify four state law class actions pursuant to Federal Rule of Civil Procedure 23;

3. I order defendant to provide electronically a list of names and last known addresses for all potential plaintiffs by August 8, 2008;

4. I order the parties to confer and submit to the Court, by August 8, 2008, a joint proposal for the FLSA notice to potential plaintiffs;


5. The statute of limitations for potential opt-in plaintiffs on any FLSA claim and on any state law claim is hereby tolled from August 1, 2007 (the Motion for Conditional Certification having been filed on August 14, 2007) and shall remain in effect until 30 days after notice is mailed to potential plaintiffs;

6. Defendants' motion to strike is granted to the extent of the rulings made on the record, and is otherwise denied.

The parties shall appear for a case management conference on September 19, 2007, at which time the progression of this case will be discussed.

SO ORDERED.

Dated: July 31, 2008
New York, New York


ALVIN K. HELLERSTEIN
United States District Judge