

Class Action Litigation Newsletter | 4th Quarter 2024

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This GT Newsletter summarizes recent class-action decisions from across the United States.

Highlights from this issue include:

- First Circuit addresses four questions of first impression relating to CAFA jurisdiction and “home state” and “local controversy” exceptions.
- Second Circuit holds class representative’s susceptibility to unique defenses is not a basis for finding lack of adequacy, though it may go to typicality.
- Fourth Circuit reverses certification of FLSA class action, finding conclusory allegations of company policies were insufficient to satisfy commonality requirement.
- Sixth Circuit vacates class certification based on individualized questions in automotive defect case.
- Seventh Circuit affirms decertification of Rule 23(c)(4) issues class for lack of superiority.
- Ninth Circuit holds unexecuted damages model sufficient to demonstrate damages are susceptible to common proof at the class certification stage.

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