

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

BRIDGET McMAHON and JAMES RICE,

Plaintiffs,

v.

CHIPOTLE MEXICAN GRILL, INC., t/d/b/a
CHIPOTLE,

Defendant.

CIVIL ACTION

No. 2:20-cv-01448-WSS

NOTICE OF APPEAL BY JAMES RICE¹

NOTICE IS HEREBY GIVEN that James Rice, Plaintiff in the above case, acting on behalf of himself and all others similarly situated, hereby appeals to the United States Court of Appeals for the Third Circuit from (a) the May 1, 2024 Judgment Order of the United States District Court for the Western District of Pennsylvania (per Stickman, J.); (b) the May 1, 2024 Order entering summary judgment against Plaintiffs individually; and (c) the April 3, 2023 Order denying Class Certification.²

Respectfully submitted,

/s/ Frank G. Salpietro, Esquire
Attorney for Plaintiffs

Rothman Gordon, P.C.
310 Grant Street – 3rd Floor
Pittsburgh, PA 15219
(412) 338-1185 (telephone)
(412) 246-1785 (facsimile)
fgsalpietro@rothmangordon.com

¹ Plaintiff Bridget McMahon is an aggrieved party but has determined that she will not participate in the appeal.

² On May 15, 2023, this Court denied Plaintiffs' Petition for Leave to Appeal Pursuant to Fed. R. Civ. P. 23(f) at C.A. No. 23-8018. The appeal of the Order denying Class Certification is now taken following the final decision of the District Court.

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

BRIDGET MCMAHON and JAMES RICE,
on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

CHIPOTLE MEXICAN GRILL, INC., t/d/b/a
CHIPOTLE,

Defendant.

Civil Action No. 2:20-cv-1448

Hon. William S. Stickman IV

JUDGMENT ORDER

AND NOW, this 1 day of May 2024, IT IS HEREBY ORDERED that pursuant to Rule 58 of the Federal Rules of Civil Procedure, judgment is entered in favor of Defendant Chipotle Mexican Grill, Inc. and against Plaintiffs Bridget McMahon and James Rice, on behalf of themselves and all others similarly situated. The Clerk of Court is directed to mark this CASE CLOSED.

BY THE COURT:



WILLIAM S. STICKMAN IV
UNITED STATES DISTRICT JUDGE

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

BRIDGET MCMAHON and JAMES RICE,
on behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

CHIPOTLE MEXICAN GRILL, INC., t/d/b/a
CHIPOTLE,

Defendant.

Civil Action No. 2:20-cv-01448

Hon. William S. Stickman IV

ORDER OF COURT

AND NOW, this 1 day of May 2024, for the reasons set forth in the Memorandum Opinion filed this day, IT IS HEREBY ORDERED that Defendant Chipotle Mexican Grill, Inc.'s Motion for Summary Judgment (ECF No. 230) is GRANTED.

BY THE COURT:



WILLIAM S. STICKMAN IV
UNITED STATES DISTRICT JUDGE

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

BRIDGET MCMAHON and JAMES RICE,
*on behalf of themselves and all others similarly
situated,*

Plaintiffs,

v.

CHIPOTLE MEXICAN GRILL, INC. trading
and doing business as CHIPOTLE,

Defendant.

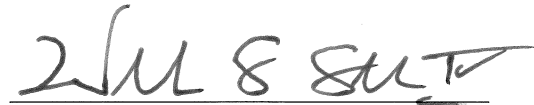
Civil Action No. 2:20-cv-1448

Hon. William S. Stickman IV

ORDER OF COURT

AND NOW, this 3 day of April 2023, IT IS HEREBY ORDERED that pursuant to the Memorandum Opinion filed this day, Defendant Chipotle Mexican Grill, Inc., t/d/b/a Chipotle's Motion to Exclude Opinions and Testimony of Matthew E. Pohl (ECF No. 195) is DENIED; Plaintiffs' Motion for Class Certification (ECF No. 188) is DENIED; and Plaintiffs' Motion to Appoint Rothman Gordon, P.C., as Class Counsel (ECF No. 187) is DENIED AS MOOT.

BY THE COURT:



WILLIAM S. STICKMAN IV
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Notice of Appeal by James Rice has been served upon Defendant's counsel of record set forth below via electronic mail, this 8th day of May, 2024:

Robert J. Mollohan, Jr., Esquire
Elizabeth Bulat Turner, Esquire
MARTENSON, HASBROUCK & SIMON LLP
2573 Apple Valley Road NE
Atlanta, GA 30319
bturner@martensonlaw.com

Derek Illar, Esquire
ECKERT SEAMANS CHERIN & MELLOTT, LLC
600 Grant Street – 44th Floor
Pittsburgh, PA 15219
dillar@eckertseamans.com

ROTHMAN GORDON, P.C.

By: /s/ Frank G. Salpietro
Frank G. Salpietro, Esquire
Attorneys for Plaintiffs