

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO. 16-24077-CIV-GOODMAN  
[CONSENT CASE]

ESTRELLITA REYES,

Plaintiff,

v.

BCA FINANCIAL SERVICES, INC.,

Defendant.

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**ORDER GRANTING JOINT MOTION TO DECERTIFY CLASS,  
VACATE RULING ON PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT,  
AND DISMISS CASE WITH PREJUDICE AS TO PLAINTIFF AND WITHOUT  
PREJUDICE AS TO CLASS MEMBERS**

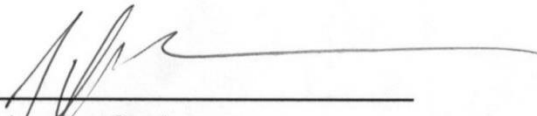
This Court, having considered the Parties' Joint Motion to Decertify Class, Vacate Ruling On Plaintiff's Motion for Summary Judgment, and Dismiss Case With Prejudice as to Plaintiff and Without Prejudice as to Class Members [ECF No. 208], **GRANTS** the Motion.

1. The Court **decertifies** the class certified on June 28, 2018. [ECF No. 134].
2. The Court **partially vacates** its May 14, 2018 Order on Plaintiff's Summary Judgment Motion [ECF No. 124], as it relates to the Court granting summary judgment in favor of Plaintiff under the TCPA. The Court does not find that Defendant BCA is

liable to the Plaintiff under the TCPA and the Court, as stipulated by the Parties, will not enter judgment in favor of or against either party.

3. The Court **dismisses** this case, dismisses Plaintiff's claims **with prejudice**, and dismisses the claims of class members **without prejudice**, with each side to bear its own attorneys' fees and costs.

**DONE and ORDERED** in Chambers, in Miami, Florida, on March 18, 2020.



Jonathan Goodman  
UNITED STATES MAGISTRATE JUDGE

**Copies furnished to:**  
All Counsel of Record