



PAYSTATE UPDATE

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Payroll card suit moves forward. On 6-29-16, Judge Thomas Burke Jr. of the Luzerne County Court overruled preliminary objections made by defendants in a payroll card suit involving claims brought under the Pennsylvania Unfair Trade Practices and Consumer Protection Law. McDonald's franchisees based in Clarks Summit and the bank that issued the cards argued that the bank was not deceptive when it stated that the cards would save McDonald's employees money, despite fees for withdrawals. The suit is based on the same or similar factual allegations made in the class-action *Siciliano v. Mueller*, but the *Siciliano* case alleges violations under the Pennsylvania Wage Payment and Collection Law and does not include the bank as a defendant (see [PAYSTATE UPDATE, Issue No. 8, Vol. 18](#)) [*King, et al. v. Albert Mueller, et al.*, No. 2014-08688, Order, 6-29-16].