

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

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At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 11<sup>th</sup> day of December, two thousand and eighteen.

Before: Pierre N. Leval,  
Robert D. Sack,  
Christopher F. Droney,  
*Circuit Judges.*

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Kristen Mantikas, Kristin Burns, Linda Castle,  
individually and on behalf of all others similarly  
situated,

Plaintiffs - Appellants,

v.

Kellogg Company,

Defendant - Appellee.

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**JUDGMENT**

Docket No. 17-2011

The appeal in the above captioned case from a judgment of the United States District Court for the Eastern District of New York was submitted on the district court's record and the parties' briefs. Upon consideration thereof,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that the judgment of the district court is VACATED and the case is REMANDED for further proceedings consistent with this Court's opinion.

For the Court:  
Catherine O'Hagan Wolfe,  
Clerk of Court

A circular official seal of the United States Court of Appeals for the Second Circuit is stamped over the signature. The seal contains the text "UNITED STATES", "SECOND CIRCUIT", and "COURT OF APPEALS".