

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 17-1889

FRANK LONG; JOSEPH SHIPLEY;
MICHAEL WHITE,
Individually and on Behalf of All Others Similarly Situated,
Appellants

v.

SOUTHEASTERN PENNSYLVANIA TRANSPORTATION AUTHORITY

On Appeal from the United States District Court
for the Eastern District of Pennsylvania
(E. D. Pa. No. 2-16-cv-01991)
District Judge: Honorable Petrese B. Tucker

Argued December 12, 2017
Before: CHAGARES, RESTREPO and FISHER, *Circuit Judges*.

JUDGMENT

This cause came on to be heard on the record from the United States District Court for the Eastern District of Pennsylvania and was argued on December 12, 2017.

On consideration whereof, it is now hereby ORDERED and ADJUDGED that the order of the District Court entered April 7, 2017, be and the same is hereby AFFIRMED as to the dismissal of Plaintiffs' claim based on SEPTA's failure to provide them with notice of their FCRA rights as required by 15 U.S.C. § 1681b(b)(3)(A)(ii). REVERSED as to the dismissal of Plaintiffs' claim based on SEPTA's failure to provide them with copies of their consumer reports as required by 15 U.S.C. § 1681b(b)(3)(A)(i), and REMANDED for further proceedings. All of the above in accordance with the opinion of this Court.

Costs shall not be taxed.

ATTEST:

s/ Patricia S. Dodszuweit

Clerk

Dated: September 10, 2018



Certified as a true copy and issued in lieu
of a formal mandate on October 16, 2018

Teste: *Patricia A. Dodszuweit*
Clerk, U.S. Court of Appeals for the Third Circuit