

[DO NOT PUBLISH]

IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

No. 20-11378
Non-Argument Calendar

D.C. Docket No. 8:16-cv-03145-MSS-JSS

DANIEL MARTINS,
individually and on behalf of others similarly situated,

Plaintiff - Appellee,

PETE RYAN, et al.,

Intervenor Plaintiffs,

versus

FLOWERS FOODS, INC.,
FLOWERS BAKING CO. OF BRADENTON, LLC,
FLOWERS BAKING CO. OF VILLA RICA, LLC,
FLOWERS BAKING CO. OF MIAMI, LLC,
FLOWERS BAKING CO. OF JACKSONVILLE, LLC,
FLOWERS BAKING CO. OF THOMASVILLE, LLC,

Defendants - Appellants.

Appeal from the United States District Court
for the Middle District of Florida

(July 9, 2021)

Before WILSON, NEWSOM and ANDERSON, Circuit Judges.

PER CURIAM:

On June 22, 2021, this Court issued its opinion in *Hamrick v. Partsfleet, LLC, et al*, No. 19-13339, which held that the FAA's transportation-worker exemption applies only if the worker belongs to a class of workers in the transportation industry and the class of workers actually engages in foreign or interstate commerce. We hereby VACATE the district court's order on appeal and REMAND this matter for further consideration in light of *Hamrick*.